

AUGUST 14, 1989

LOLA ACOSTA
CRIME PREVENTION SPECIALIST
DEPARTMENT OF JUSTICE
COMMUNITY AND CONSUMER AFFAIRS
1515 K STREET
THIRD FLOOR
SACRAMENTO, CA 95814

RE: HEARING ON ATTORNEY GENERAL'S COMMISSION ON RACIAL,
ETHNIC, RELIGIOUS & MINORITY VIOLENCE

DEAR LOLA:

ENCLOSED IS THE TRANSCRIPT (ORIGINAL AND ONE COPY)
OF THE PROCEEDINGS TAKEN ON 6/30/89.

THANK YOU.

SINCERELY,

LUDWIG COURT REPORTERS

ENCLOSURE

ATTORNEY GENERAL'S COMMISSION
ON RACIAL, ETHNIC, RELIGIOUS AND MINORITY VIOLENCE

PUBLIC HEARING ON HATE CRIMES

LOS ANGELES, CALIFORNIA

FRIDAY, JUNE 30, 1989

REPORTED BY:

DOROTHY BABYKIN
HEARING REPORTER

JOB NO.
DOJ4005

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ATTORNEY GENERAL'S COMMISSION
ON RACIAL, ETHNIC, RELIGIOUS AND MINORITY VIOLENCE

TRANSCRIPT OF PROCEEDINGS, TAKEN
AT THE STATE BUILDING, 107 SOUTH
BROADWAY, LOS ANGELES, CALIFORNIA,
COMMENCING 10:00 A.M., HEARD BEFORE
COMMISSION MEMBERS AND STAFF,
REPORTED BY DOROTHY BABYKIN, HEARING
REPORTER.

1 COMMISSION MEMBERS ATTENDING:

2 MSGR. WILLIAM J. BARRY, CHAIRPERSON
3 COMMISSION ON RACIAL, ETHNIC,
4 RELIGIOUS AND MINORITY VIOLENCE

5 MS. ANTONIA HERNANDEZ
6 PRESIDENT AND GENERAL COUNSEL
7 MALDEF

8 MS. IRMA CASTRO
9 EXECUTIVE DIRECTOR
10 CHICANO FEDERATION OF
11 SAN DIEGO COUNTY, INC.

12 MR. DAVID KASSOY, ESQ.
13 ERVIN, COHEN & JESSUP

14 HON. ARMANDO O. RODRIGUEZ
15 JUDGE OF THE MUNICIPAL COURT
16 COUNTY OF FRESNO

17 DR. HAZEL HAWKINS-RUSSELL

18 MR. JOHN J. SAITO
19 REGIONAL DIRECTOR
20 PACIFIC SOUTHWEST DISTRICT
21 JAPANESE AMERICAN CITIZENS LEAGUE

22 MR. PRANY SANANIKONE
23 ATTORNEY GENERAL'S ASIAN/PACIFIC
24 ISLANDER ADVISORY COMMITTEE

25 MS. MARTY MERCADO, CHIEF
26 OFFICE OF COMMUNITY AND CONSUMER AFFAIRS

27 STAFF:

28 MS. LOLA ACOSTA
29 ASSISTANT

30 ROBERTO CERVANTES
31 STUDENT ASSISTANT

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1 ATTACHMENTS:

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3 APPENDIX A - LETTER FROM GEORGE THOMPSON

4 COPY OF "LOS ANGELES COUNTY PREVENTION AND
5 INTERVENTION PLAN ON ABUSE OF PERSONS WITH
6 DEVELOPMENTAL DISABILITIES"

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1 LOS ANGELES, CALIFORNIA; FRIDAY, JUNE 30, 1989

2 10:00 A.M.

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4 (INITIAL TESTIMONY BY THE COMMISSIONERS NOT
5 AUDIBLE.)
6

7 MR. MAYERS: WELL, THANK YOU VERY MUCH FOR
8 INDULGING MY NEEDS THIS MORNING.

9 MY NAME IS PATRIC MAYERS, AND I'M THE
10 CHAIRPERSON OF THE DEPARTMENT OF JUSTICE'S COMMISSION ON
11 DISABILITY.

12 WE WERE FORMED APPROXIMATELY A YEAR AND A
13 HALF AGO BY THE ATTORNEY GENERAL. AND AT THE EXQUISITE
14 ASSISTANCE AND CHOREOGRAPHY OF MARTY MERCADO AND PEOPLE
15 LIKE TRICIA, WHO'S IN THE AUDIENCE, WE HAVE APPROACHED OUR
16 CONCLUSION WITH A PUBLICATION THAT WILL BE OUT IN
17 SEPTEMBER THAT WILL BEAR ON MAJOR CATEGORIES FOR
18 CALIFORNIA'S CITIZENS WITH DISABILITIES, BEARING ON:
19 HOUSING, TRANSPORTATION, EMPLOYMENT, ACCESS TO BUILDINGS
20 AND HEALTH. THERE ARE OTHER CATEGORIES AS WELL.

21 ONE OF THE IMPORTANT AREAS IN OUR
22 INVESTIGATIONS, STUDIES AND PUBLIC HEARINGS THESE PAST FEW
23 YEARS HAS BEEN IN AN AREA OF CRIMINAL JUSTICE. BEFORE I
24 GO INTO SOME OF THE RECOMMENDATIONS AND FINDINGS OF OUR
25 COMMISSION'S WORK BEARING ON CRIMINAL JUSTICE, I'D LIKE TO

1 PREFACE IT WITH A LITTLE ABOUT ME.

2 I'M AN ATTORNEY HERE IN CALIFORNIA, BUILDING
3 AND SAFETY COMMISSIONER WITH THE CITY OF LOS ANGELES,
4 WHICH IS WHY I MUST BE KITTY-CORNERED FROM THIS VENUE IN
5 ABOUT AN HOUR. THE SWEARINGS-IN OF THE (INTELLIGIBLE)
6 CITY ATTORNEY AND HALF THE CITY COUNCIL ARE TAKING PLACE,
7 AND I GET TO PARTICIPATE IN SOMETHING THAT I DON'T REGARD
8 AS THAT MUCH FUN, BUT I'VE GOT TO BE THERE.

9 I'M ALSO A FORMER SENIOR DEPUTY TO BOTH
10 UNITED STATES SENATOR CRANSTON IN WASHINGTON AND FOR THE
11 CALIFORNIA SENATE PRESIDENT PRO TEM DAVID ROBERTI. AND
12 FOR THE LAST SEVEN YEARS, I'VE BEEN IN PRIVATE PRACTICE.

13 FIRST OF ALL, I COMMEND YOUR TREMENDOUS WORK.
14 THE SENSITIVITY OF YOUR WORK PRODUCT IS SOLID. WHAT
15 YOU'VE DONE HERE IN REGARD TO THOSE OF COLOR, RELIGION AND
16 THE SUNDRY RANGE OF MINORITIES IS OUTSTANDING.

17 AND I MUST BRING TO YOUR ATTENTION -- I'M
18 SURE THAT YOU'RE ALREADY AWARE -- THAT 15-17 PERCENT OF
19 THE CALIFORNIA POPULATION HAS A DISABILITY OF ONE SORT OR
20 ANOTHER, FROM RELATIVELY INCONSEQUENTIAL DIFFICULTIES TO
21 THE MOST SEVERE AND EXTREME. 15-17 PERCENT WITH AN
22 APPROXIMATE 30 MILLION POPULATION, WE'RE TALKING A
23 CONSIDERABLE NUMBER OF INDIVIDUALS IN THIS CALIFORNIA
24 POPULATION.

25 AS A MATTER OF FACT, IT SUPERCEDES VIRTUALLY

1 HALF DOZEN TO A DOZEN OF THE MINORITY CATEGORIES MOST
2 OFTEN REFERRED TO AS SUCH. AND I MEAN BLACK PEOPLE, GAY
3 PEOPLE AND VARIOUS OTHER ETHNIC, RELIGIOUS AND MINORITY
4 COMPOSITIONS. 15-17 PERCENT.

5 I'D LIKE TO BEGIN WITH A PERSONAL ASIDE.
6 CRIMES AGAINST THE DISABLED ARE VERY DIFFICULT TO
7 QUANTIFY, LET ALONE PROSECUTE. THE REASON FOR THAT IS
8 OFTENTIMES THESE CRIMES ARE PERPETRATED BY
9 (UNINTELLIGIBLE) FAMILY MEMBERS, IN-HOME ATTENDANTS.

10 OFTENTIMES, THERE'S PHYSICAL AS WELL AS
11 SOMETIMES SEXUAL ABUSE AND INSTANCES OF ACTUAL PHYSICAL
12 VIOLENCE --

13 (INTERRUPTION IN TESTIMONY DUE TO TAPE
14 CHANGE.)

15 MR. MAYERS: -- AT LEAST THE PERPETRATOR'S
16 ASSISTANCE FOR LIVING, SUCH THAT NOTHING IS EVER REPORTED.

17 I MYSELF HAVE TWICE BEEN ACCOSTED AT GUN
18 POINT, ROBBED OF MY PERSONAL POSSESSIONS, SUCH AS A WATCH,
19 WALLET, TIE CLASP, MONEY.

20 IN ONE INCIDENT ABOUT A YEAR AND A HALF AGO I
21 WAS HELD UP BY AN INDIVIDUAL IN A FALSE SECURITY UNIFORM
22 IN A PARKING LOT IN MID DAY -- AND I HAVE TO WALK AROUND
23 WITH BRACES AND A CANE, SO I'M AN EASY HIT. AS I RECALL
24 THIS, THIS RATHER AWFUL FIVE MINUTES, I WAS TOLD TO HOLD
25 MY HANDS UP IN THE AIR. MY POCKETS WERE RUMMAGED.

1 EVERYTHING WAS TAKEN. I WAS TOLD THEN TO TURN AROUND. A
2 SHOT WAS FIRED IN THE AIR. I WAS KICKED IN THE BUTTOCKS
3 AND KNOCKED TO THE GROUND, BREAKING MY WRIST AND BREAKING
4 MY BRACE, COSTING ME \$2,000.

5 THE DISABLED ARE AMONG THE EASIEST VICTIMS
6 AND TARGETS OF MAD CONDUCT. AND, AS I IMAGINE, ANYBODY
7 WHO DISCUSSED IN YOUR WORK (UNINTELLIGIBLE) AS MENTIONED
8 BEFORE. ALL OF THIS WAS REPORTED TO THE POLICE, OF
9 COURSE. NOTHING WAS EVER FOUND. NOTHING WAS PARTICULARLY
10 DONE.

11 AND YOU KNOW WHAT, I DON'T EVEN KNOW IF MY
12 STATISTIC IS GATHERED, ACCUMULATED OR EVEN UNDERSTOOD BY
13 ANYBODY IN THIS STATE. THE DEPARTMENT OF JUSTICE'S
14 COMMISSION ON DISABILITY HAS REACHED A STAGE OF ADVANCED
15 DRAFT WHERE WE'LL BE GOING TO PUBLICATION, HOPEFULLY, THIS
16 SEPTEMBER. AND MY COMPLIMENTS TO TRICIA, WHO IS SEATED
17 WITH US AS ONE OF OUR CONSULTANTS, WHO'S DONE A BRILLIANT
18 JOB IN REDUCING THE VOLUMINOUS AMOUNT OF MATERIAL, ALL OF
19 WHICH IS GOING TO THE STATE ARCHIVES. BUT WE'RE TRYING TO
20 BLOW IT DOWN SO THE FOLKS CAN READ AND UNDERSTAND IT.

21 WHAT I WOULD LIKE TO DO, AND I DON'T MEAN TO
22 BORE YOU TO DEATH, IS GO OVER A THREE-PAGE SUMMARY ON
23 CRIMINAL JUSTICE BEARING ON FOLKS WITH DISABILITIES AND
24 WHAT WE THINK OUGHT TO BE DONE. AND PERHAPS THIS COULD
25 MATCH AND HARMONIZE WITH YOUR EXQUISITE WORK AS WELL.

1 I HAVE SEVERAL FINDINGS, SEVERAL
2 RECOMMENDATIONS. AND I'LL TRY TO GET THEM OFF RAPIDLY.

3 IS THIS BEING RECORDED, BY THE WAY?

4 UNIDENTIFIED VOICE: YES.

5 MR. MAYERS: IT IS? OKAY.

6 FINDING NUMBER ONE:

7 CURRENT INFORMATION ON THE NATURE AND EXTENT
8 OF CRIME AGAINST PERSONS WITH DISABILITIES IS INADEQUATE.

9 OUR RECOMMENDATIONS ARE THREE:

10 1. THE CALIFORNIA DEPARTMENT OF JUSTICE
11 SHOULD COLLECT AND DISSEMINATE INFORMATION ON THE
12 INCIDENTS OF CRIMES AGAINST PEOPLE WITH DISABILITIES.

13 2. LEGISLATION SHOULD BE ENACTED TO REQUIRE
14 LAW ENFORCEMENT AGENCIES TO INCLUDE NOTED APPARENT
15 DISABILITIES OF VICTIMS IN CRIME REPORTS. WE NEED A
16 SEPARATE SECTIONING OFF SO WE UNDERSTAND WHO'S BEEN HURT.

17 3. THE ATTORNEY GENERAL SHOULD ENCOURAGE LAW
18 ENFORCEMENT AGENCIES TO ADOPT POLICIES AND PROCEDURES FOR
19 TAKING CRIME REPORTS FROM CRIME VICTIMS WITH DISABILITIES.

20 THE NEXT FINDING:

21 CURRENT CRIME PREVENTION PROGRAMS FAIL TO
22 PROVIDE PEOPLE WITH DISABILITIES WITH NECESSARY
23 INFORMATION AND SERVICES.

24 OUR RECOMMENDATIONS ARE TWO:

25 FIRST, THE OFFICE OF CRIMINAL JUSTICE

1 PLANNING SHOULD ALLOCATE FUNDS TO SUPPORT COMMUNITY-BASED
2 PROTECTION AND SELF-DEFENSE PROGRAMS FOR PEOPLE WITH
3 DISABILITIES.

4 SECONDLY, THE OFFICE OF CRIMINAL JUSTICE
5 PLANNING SHOULD ALLOCATE SPECIAL FUNDS TO ENABLE COMMUNITY
6 ORGANIZATIONS AND LAW ENFORCEMENT AGENCIES TO ESTABLISH
7 ESCORT SERVICES FOR PEOPLE WITH DISABILITIES. STAFF AND
8 VOLUNTEERS OF ESCORT SERVICES SHOULD BE CAREFULLY SCREENED
9 AND RECEIVE TRAINING TOWARD PEOPLE WITH DISABILITIES,
10 UNLIKE OUR SITUATION WITH IN-HOME ATTENDANTS WHO ARE NOT
11 SCREENED, PAID THE MINIMUM WAGE, AND ARE ALL TOO OFTEN
12 ABUSERS, PHYSICALLY AND SEXUALLY, OF THOSE THEY'RE CHARGED
13 TO CARE.

14 THE NEXT FINDING:

15 EXISTING VICTIM ASSISTANT PROGRAMS OFTEN FAIL
16 TO PROVIDE PROMPT ACCESS TO PRACTICAL ASSISTANCE AND
17 SUPPORT SERVICES FOR DISABLED CRIME VICTIMS.

18 OUR RECOMMENDATIONS ARE THREE:

19 THE DEPARTMENT OF JUSTICE SHOULD IDENTIFY
20 MODEL PROGRAMS AND POLICIES FOR PROVIDING SERVICES TO
21 DISABLED CRIME VICTIMS AND DISTRIBUTE GUIDELINES FOR
22 DEVELOPING THE BULK OF THE PROGRAMS FOR COMMUNITY
23 ORGANIZATIONS TO DISTRICT ATTORNEYS.

24 SECONDLY, THE OFFICE OF CRIMINAL JUSTICE
25 PLANNING SHOULD ALLOCATE FUNDS TO ENABLE STAFF AND

1 VOLUNTEERS IN EXISTING VICTIM ASSISTANCE PROGRAMS,
2 INCLUDING, BUT NOT LIMITED TO, VICTIM WITNESS PROGRAMS,
3 RAPE CRISIS CENTERS AND DOMESTIC VIOLENCE SHELTERS TO
4 RECEIVE TRAINING ON WORKING WITH PEOPLE WITH DISABILITIES.

5 THIRDLY, THE OFFICE OF CRIMINAL JUSTICE
6 PLANNING VICTIM ASSISTANCE PROGRAM SHOULD IDENTIFY AND
7 PROVIDE FUNDING TO IMPROVE SERVICES TO DISABLED CRIME
8 VICTIMS. IT IS CURRENTLY NONEXISTENT.

9 NEXT FINDING:

10 MANY POLICE, CORRECTIONS, PAROLE AND
11 PROBATION OFFICERS, PROSECUTING AND DEFENSE ATTORNEYS,
12 JUDGES AND COURT PERSONNEL LACK ESSENTIAL INFORMATION,
13 EXPERIENCE AND PRACTICAL SKILLS FOR WORKING WITH PEOPLE
14 WITH DISABILITIES. SO FEW OF THEM ARE DISABLED THAT THEY
15 HAVE NO IDEA IN THE WORLD HOW TO HANDLE PEOPLE WHO DO HAVE
16 DISABILITIES, WHO COME INTO THEIR COURTROOMS.

17 THE RECOMMENDATIONS ARE SEVERAL:

18 FIRST. THE ATTORNEY GENERAL SHOULD ENCOURAGE
19 LAW ENFORCEMENT AGENCIES TO ADOPT AFFIRMATIVE ACTION
20 POLICIES TO RECRUIT AND HIRE PEOPLE WITH DISABILITIES FOR
21 NONSWORN POSITIONS. THIS IS A DISGRACE.

22 THE NEXT RECOMMENDATION. THE COMMISSION ON
23 PEACE OFFICERS STANDARDS AND TRAINING KNOWN AS P.O.S.T.,
24 SHOULD APPOINT A COMMITTEE ON DISABILITIES TO, FIRST OF
25 ALL, SET TRAINING OBJECTIVES FOR WORKING WITH PEOPLE WITH

1 PHYSICAL DISABILITIES AND, SECONDLY, TO DEVELOP TRAINING
2 GUIDES AND REVIEW CURRICULA AND RESUMES TO QUALIFY
3 TRAINERS FOR LAW ENFORCEMENT TRAINING CENTERS AND
4 AGENCIES.

5 THE NEXT RECOMMENDATION ALSO BEARS ON
6 P.O.S.T., THE COMMISSION ON PEACE OFFICER STANDARDS. THEY
7 SHOULD REQUIRE BASIC ACADEMIES, FIELD TRAINING PROGRAMS
8 AND ADVANCED OFFICER AND MANAGEMENT COURSES TO INCLUDE
9 INFORMATION ON WORKING WITH PEOPLE WITH ALL DISABILITIES.

10 THE NEXT TIME THAT THERE'S A DEMONSTRATION
11 AGAINST GREYHOUND BUS WHERE 20 PEOPLE IN WHEELCHAIRS ARE
12 HAULED AWAY BY THE POLICE, WE WANT THOSE POLICE TO TREAT
13 THESE PEOPLE GINGERLY, WITH SENSITIVITY; THAT THE PADDY
14 WAGONS ARE EQUIPPED IN SUCH A FASHION THAT THESE PEOPLE
15 WILL NOT BE BRUTALIZED; THAT THE CELLS THEY'RE EVENTUALLY
16 HELD IN NOT BE A BRUTAL SITUATION; THAT THESE PEOPLE ARE
17 TREATED, HOWEVER THEY'RE CHARGED, WITH THE DIGNITY
18 EVERYBODY ELSE DESERVES.

19 NEXTLY, THE ATTORNEY GENERAL SHOULD ENCOURAGE
20 DISTRICT ATTORNEYS AND PUBLIC DEFENDERS TO ADOPT
21 AFFIRMATIVE ACTION PLANS TO HIRE ATTORNEYS WITH
22 DISABILITIES. THERE ARE PLENTY OF ATTORNEYS WITH
23 DISABILITIES, AND VERY FEW OF THEM ARE ON THE PUBLIC
24 PAYROLL.

25 THE CALIFORNIA DEPARTMENT OF JUSTICE AND THE

1 CALIFORNIA DISTRICT ATTORNEY'S ASSOCIATION SHOULD PROVIDE
2 DISTRICT ATTORNEYS' OFFICES WITH TRAINING AND TECHNICAL
3 ASSISTANCE IN PROSECUTING CASES INVOLVING VICTIMS AND
4 WITNESSES WITH DISABILITIES.

5 NEXTLY, THE DEPARTMENT OF JUSTICE, THE STATE
6 BAR ASSOCIATION AND THE PUBLIC DEFENDERS ASSOCIATION
7 SHOULD PROVIDE TRAINING FOR PUBLIC DEFENDERS AND OTHER
8 DEFENSE ATTORNEYS ON THE CRIMINAL DEFENSE OF DEFENDANTS
9 WITH DISABILITIES.

10 NEXTLY, STILL IN THIS VEIN, SAME FINDING, THE
11 STATE JUDICIAL APPROVED COUNCIL AND JUDGE SCHOOLS SHOULD
12 PROVIDE JUDGES WITH TRAINING TO ENHANCE THEIR ABILITY TO
13 WORK EFFECTIVELY WITH DISABLED VICTIMS, WITNESSES,
14 DEFENDANTS, JURORS, WHO ARE ALL TOO OFTEN BOOTED OUT AND
15 NOT ACCEPTED TO BE MEMBERS OF JURIES BECAUSE THE 12 CHAIRS
16 ARE INACCESSIBLE IN THE COURTROOMS, ATTORNEYS AND COURT
17 PERSONNEL.

18 NEXTLY, SHERIFF DEPARTMENTS SHOULD TRAIN
19 BAILIFFS HOW TO WORK WITH PEOPLE WITH DISABILITIES. WE'D
20 ALSO LIKE TO SEE A FEW BAILIFFS WITH DISABILITIES HIRED IN
21 THIS STATE. THE OFFICE OF STATE ARCHITECTURE REQUIRES
22 COURSES TO MAKE ARCHITECTURAL AND COMMUNICATION
23 ADAPTATIONS TO ENSURE ACCESS TO COURT PROCEEDINGS.

24 NEXT, THE CALIFORNIA BOARD OF CORRECTIONS
25 SHOULD APPOINT A COMMITTEE OF DISABLED PEOPLE TO, FIRST OF

1 ALL, SET SPECIFIC TRAINING OBJECTIVES TO WORKING WITH
2 PEOPLE WITH DISABILITIES FOR CORRECTIONAL OFFICERS, PAROLE
3 AGENTS, PROBATION OFFICERS, ADMINISTRATORS AND OTHER
4 STAFF. WE SHOULD DEVELOP TRAINING GUIDES AND REVIEW
5 CURRICULA AND RESUMES OF QUALIFIED TRAINERS SO WE DON'T
6 GET A BUNCH OF BRUTES.

7 AND LASTLY, TO RECOMMEND CURRICULA AND
8 TRAINERS.

9 THE NEXT RECOMMENDATION OF THIS FINDING IS
10 THAT THE STATE PERSONNEL BOARD SHOULD MONITOR THE EFFORTS
11 OF THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND THE YOUTH
12 AUTHORITY TO MEET AFFIRMATIVE ACTION GOALS FOR HIRING
13 PEOPLE WITH DISABILITIES IN CIVILIAN POSITIONS IN THEIR
14 INSTITUTIONS.

15 AND LASTLY UNDER THIS FINDING THE TERM
16 (UNINTELLIGIBLE) SHOULD ENCOURAGE SHERIFFS AND LOCAL
17 CORRECTIONS DEPARTMENTS TO ADOPT AFFIRMATIVE ACTION GOALS
18 FOR HIRING PEOPLE WITH DISABILITIES TO WORK AS NONSWORN --
19 HAVE NONSWORN POSITIONS IN THE JAILS.

20 THE NEXT FINDING: -- AND THERE ISN'T MUCH
21 MORE.

22 VERY FEW STANDARD LAW ENFORCEMENT AND
23 CORRECTION POLICIES AND PROCEDURES IN CALIFORNIA EXIST TO
24 PROTECT THE SAFETY AND DUE PROCESS RIGHTS OF PEOPLE WITH
25 DISABILITIES.

1 OUR RECOMMENDATIONS ARE SEVERAL:

2 FIRST, THE DEPARTMENT OF JUSTICE SHOULD
3 IDENTIFY AND DISTRIBUTE THE MODEL POLICIES AND PROCEDURES
4 FOR EFFECTIVE COMMUNICATION WITH PEOPLE WITH DISABILITIES
5 TO LAW ENFORCEMENT AND CORRECTIONAL AGENCIES.

6 NEXT, THE DEPARTMENT OF JUSTICE SHOULD
7 ESTABLISH POLICIES AND PROCEDURES FOR THE SAFE ARREST,
8 SAFE TRANSPORTATION AND SAFE DETENTION OF PEOPLE WITH
9 DISABILITIES.

10 NEXTLY, THE ATTORNEY GENERAL SHOULD ENCOURAGE
11 THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND YOUTH
12 AUTHORITY AND COUNTY SHERIFF AND CORRECTIONAL DEPARTMENTS
13 TO ENSURE THAT POLICIES FOR HOUSING PRISONERS AND JUVENILE
14 DETAINEES WITH DISABILITIES IN MEDICAL FACILITIES DO NOT
15 UNFAIRLY DEPRIVE DISABLED INMATES OF PRIVILEGES AND
16 OPPORTUNITIES ENJOYED BY OTHER PRISONERS.

17 THE ATTORNEY GENERAL SHOULD ENFORCE
18 ACCESSIBILITY REQUIREMENTS FOR ALTERNATIVE SENTENCING AND
19 DIVERSION PROGRAMS RECEIVING STATE AND/OR FEDERAL FUNDS.

20 THE ATTORNEY GENERAL SHOULD PETITION THE
21 OFFICE OF THE STATE ARCHITECT TO DEVELOP BASIC STANDARDS
22 TO ENSURE THAT THE FACILITIES FOR PRISONERS AND VISITORS
23 ARE ACCESSIBLE.

24 AND LASTLY, THE ATTORNEY GENERAL SHOULD
25 ENSURE THAT PRISONER VISITING, RECREATION, REHABILITATION

1 AND OTHER PROGRAMS OF THE CALIFORNIA DEPARTMENT OF
2 CORRECTIONS AND YOUTH AUTHORITY, COUNTY SHERIFFS AND
3 CORRECTIONS DEPARTMENTS ARE ACCESSIBLE TO PEOPLE WITH
4 DISABILITIES.

5 THERE IS TREMENDOUS MORE THAT I COULD SAY. I
6 DO ASK OF THIS COMMISSION IN ITS HEARING TODAY TO KEEP IN
7 MIND THE CONSIDERATION THAT CITIZENS IN THIS STATE WITH
8 DISABILITIES AND VISITORS TO THIS STATE WHO COME TO
9 SAN FRANCISCO OR HOLLYWOOD OR ANY OF OUR RECREATIONAL
10 AREAS FROM AROUND THE WORLD ARE RATHER SHABBILY TREATED.

11 WE ARE IN OUR GUESSWORK PRETTY MUCH -- IF WE
12 COULD COMPARE OURSELVES WITH THE BLACK CIVIL RIGHTS
13 MOVEMENT, WE ARE PRETTY MUCH IN THE MID-1950'S OR
14 17 PERCENT OF THE POPULATION AND GROWING. AND CALIFORNIA
15 WOULD SEE MORE AND MORE OF PEOPLE WITH DISABILITIES, NOT
16 ONLY BECAUSE OF PEOPLE LIVING LONGER AND GREATER BIRTH
17 RATES, BUT BECAUSE OF THE MIGRATORY APPEAL FROM OTHER
18 STATES AND COUNTRIES TO COME AND LIVE IN CALIFORNIA
19 BECAUSE OF ITS MODEST AND MILD CLIMATE IN GENERAL.

20 I MUST COMMEND THE EFFORTS OF THE PAST TEN
21 YEARS IN THIS DISABILITIES FIELD. SO MANY OF OUR NEW
22 CONSTRUCTION AREAS AND NEW CAPITAL CONSTRUCTION IS
23 ACCESSIBLE, MEANING THAT THE PEOPLE CAN COME HERE FOR JOB
24 OPPORTUNITIES, TO BE CLIENTS AND CUSTOMERS OR RECREATION
25 UNLIKE THE SITUATION IN MUCH OF THE REST OF THE COUNTRY.

1 SO ON ONE HAND WE'VE HAD TREMENDOUS SUCCESS.
2 ON THE OTHER, THIS 15-17 PERCENT TREATED IN GENERAL WHEN
3 IT COMES TO CRIMES OF HATRED OF ANY PARTICULAR REASON, BE
4 IT JUST GOOD OLD ROBBERY SUCH AS MY PERSONAL EXPERIENCE
5 WITH MONEY AND WATCHES AND STUFF, SHOULD BE TREATED WITH
6 DIGNITY, SENSITIVITY AND IN RECOGNITION OF THE MAGNITUDE
7 OF OUR NUMBERS.

8 I THANK YOU VERY, VERY MUCH FOR THIS
9 OPPORTUNITY, AND GOD BLESS JOHN VAN DE CAMP FOR CREATING
10 BOTH OF OUR COMMISSIONS.

11 MONSEIGNEUR BARRY: THANK YOU VERY MUCH. THAT'S
12 EXCELLENT.

13 MS. MERCADO: MONSEIGNEUR, IF I MAY. PATRIC, DO
14 YOU HAVE A COPY OF YOUR TALK?

15 MR. MAYERS: THE ONLY COPY I HAVE IS THIS ONE IN MY
16 POSSESSION. I CAN CERTAINLY MAKE IT AVAILABLE TO YOU.

17 MS. MERCADO: THANK YOU.

18 MR. MAYERS: MR. OVERTON CERTAINLY COULD FAX
19 IT TO YOU INSTANTANEOUSLY.

20 MS. MERCADO: THANK YOU. I'LL GET IT FROM HIM FOR
21 OUR HEARING REPORTER. AND I WOULD ASK THAT ANYBODY WHO
22 HAS WRITTEN TESTIMONY, IF THEY'LL LEAVE IT WITH US.

23 MR. MAYERS: AND ONE COMMENT TO MS. ACOSTA AND TO
24 MARTY MERCADO. BARBARA WAXMAN, WHO IS SCHEDULED TO
25 DISCUSS MATTERS THIS AFTERNOON -- AN INDIVIDUAL WITH

1 SEVERAL DISABILITIES -- BECAUSE OF HER FATHER'S HEART
2 ATTACK LAST EVENING, SHE WILL NOT BE HERE. SO I HOPE I'VE
3 COVERED SOME OF THE POINTS THAT BARBARA WAXMAN WOULD HAVE
4 PRESENTED TO YOU THIS AFTERNOON.

5 THANK YOU VERY MUCH.

6 MONSEIGNEUR BARRY: THANK YOU, PATRIC. WE
7 APPRECIATE IT.

8 MS. CASTRO: MONSEGNEUR, OF THE ISSUES THAT
9 MR. MAYERS HAS RAISED THAT I THINK -- I THINK THE WHOLE
10 EROSION OF CIVIL RIGHTS AND HOW DO WE CONTINUE TO
11 AUGMENT CIVIL RIGHTS IN A COUNTRY THAT IS STARTING TO SEND
12 MESSAGES THAT IT IS ALL RIGHT FOR PEOPLE NOT TO BE EQUAL.
13 AND I DON'T KNOW AT WHAT POINT WE, AS A COMMISSION,
14 CERTAINLY AT LEAST HAVE OUR VOICES HEARD, BUT I THINK THAT
15 IS AN ISSUE.

16 THAT EROSION IN CIVIL RIGHTS, WHETHER IT BE
17 THROUGH AFFIRMATIVE ACTION, WHICH APPLIES TO A WHOLE
18 SERIES OF PEOPLE, OR THROUGH CIVIL RIGHTS VIOLATIONS OR
19 LIMITING IN THE VOTING RIGHTS ACT, OR WHATEVER, IS
20 STARTING TO SEND A MESSAGE THAT SOME PEOPLE ARE NOT EQUAL.
21 THEREFORE, IT IS A MESSAGE TO THE PUBLIC THAT IT IS ALL
22 RIGHT TO PERMIT VIOLENCE IN ANY OF ITS FORMS AGAINST
23 PEOPLE WHO ARE DIFFERENT. I THINK CERTAINLY THAT
24 MR. MAYERS HAS RAISED THAT QUESTION, AND I THINK IT'S AN
25 ISSUE FOR THE COMMISSION TO LOOK AT THAT.

1 MONSEIGNEUR BARRY: THANK YOU VERY MUCH.

2 IT CERTAINLY IS AN ISSUE THAT WE SHOULD LOOK
3 INTO. I DON'T THINK THERE'S ANY QUESTION ABOUT IT. MORE
4 AND MORE WHEN WE REALIZE THE FALLOUT IS REEMPHASIZING THE
5 NEED FOR GREATER EMPHASIS ON CIVIL RIGHTS, I THINK YOU'RE
6 ABSOLUTELY RIGHT. SO LET'S KEEP IT ON OUR AGENDA FOR
7 FURTHER REFLECTION.

8 AT THIS POINT WE HAVE REACHED THE MOMENT OF
9 ACTUALLY BEGINNING THE HEARING. AND I THINK IT MIGHT BE
10 GOOD JUST FOR THOSE WHO ARE PRESENT TO REMIND YOU THAT THE
11 ATTORNEY GENERAL DID CREATE THIS COMMISSION ON RACIAL,
12 ETHNIC AND RELIGIOUS MINORITY VIOLENCE TO DETERMINE
13 WHETHER THE LAWS WERE ADEQUATE TO PROTECT RESIDENTS OF
14 THIS STATE FROM CRIMES MOTIVATED BY BIGOTRY AND
15 DISCRIMINATION, BASICALLY, HATE VIOLENCE.

16 THE COMMISSION WAS CREATED IN 1984. WE
17 SUBMITTED OUR REPORT --

18 (BRIEF INTERRUPTION.)

19 MONSEIGNEUR BARRY: I WAS JUST REMINDING US THAT
20 THE GROUP WHO IS HERE AS WE BEGIN THE HEARING, THAT THE
21 COMMISSION WAS CREATED BY THE ATTORNEY GENERAL IN 1984.

22 WE DID HAVE HEARINGS ALL OVER THE STATE AND
23 SUBMITTED THE REPORT IN 1986. WE MADE ABOUT 38
24 RECOMMENDATIONS TO ADDRESS THE PROBLEMS OF HATE CRIMES.

25 SINCE THEN, SEVERAL RECOMMENDATIONS HAVE BEEN

1 IMPLEMENTED THROUGH ADMINISTRATIVE AND LEGISLATIVE ACTION.
2 THESE INCLUDED AMENDMENTS TO THE RALPH CIVIL RIGHTS ACT,
3 WHICH PROVIDES ATTORNEY FEES, TRIPLE DAMAGES AND CIVIL
4 PENALTIES UP TO \$10,000 AND ESTABLISHMENT OF THE BANE
5 CIVIL RIGHTS ACT, WHICH PROVIDES CRIMINAL SANCTIONS AND
6 INJUNCTIVE RELIEF FOR VIOLATION OF THE RALPH ACT.

7 THE COMMISSION TODAY IS BEING CALLED TOGETHER
8 AGAIN BECAUSE SOME OF THE RECOMMENDATIONS WE HAVE MADE
9 HAVE NOT BEEN SUCCESSFULLY CARRIED THROUGH, AND IT ALSO IS
10 TO AFFIRM OR QUESTION WHETHER OR NOT HATE CRIMES ARE ON
11 THE INCREASE. IT WILL GIVE AN OPPORTUNITY FOR US TO BE
12 BROUGHT UP TO DATE AS TO WHAT ARE THE CONDITIONS, SO WE
13 EITHER START BACK WITH GREATER VIGOR TO SEE THAT SOME OF
14 THE RECOMMENDATIONS ARE CARRIED THROUGH, BUT WITH MORE
15 CURRENT INFORMATION SO WE CAN AFFIRM WHERE WE ARE AT THIS
16 TIME.

17 FORTUNATELY, WE HAVE AS OUR FIRST APPEARANCE
18 GENE MORNELL, WHO IS THE L.A. COUNTY HUMAN RELATIONS
19 COMMISSION DIRECTOR. AND HE WAS INSTRUMENTAL ALSO, AS WAS
20 THE L.A. COMMISSION, IN GIVING ATTENTION TO THE NEED OF
21 THIS STATE HEARING SOMETIME BACK.

22 WE'RE READY FOR HIM TO COME ABOARD AGAIN.

23 GENE, GIVE US YOUR LATEST REPORT. IF YOU
24 TURN THE MIKE TOWARDS YOU --

25 MR. MORNELL: MONSEIGNEUR BARRY, MEMBERS OF THE

1 COMMISSION.

2 I AM GENE MORNELL, EXECUTIVE DIRECTOR OF THE
3 LOS ANGELES COUNTY HUMAN RELATIONS COMMISSION. I WANT TO
4 THANK YOU FOR THE OPPORTUNITY TO APPEAR TODAY AND TALK
5 WITH YOU A BIT ABOUT HATE CRIME IN LOS ANGELES COUNTY.

6 LET ME START BY MENTIONING THAT I LISTENED TO
7 THE PREVIOUS SPEAKER. AND ONE OF THE RECOMMENDATIONS OF
8 THAT PREVIOUS SPEAKER WAS TRAINING FOR LAW ENFORCEMENT
9 OFFICERS IN DEALING WITH PEOPLE WITH DISABILITIES. THIS
10 IS INCIDENTAL TO MY PRESENTATION. YOU DON'T HAVE A
11 SPEAKER FROM THE ORANGE COUNTY HUMAN RELATIONS COMMISSION
12 HERE, BUT THEY HAVE DEVELOPED IN THE LAST YEAR OR SO
13 EXCELLENT HUMAN RELATIONS TRAINING VIDEOS SPECIFICALLY
14 GEARED TO LAW ENFORCEMENT OFFICERS AND FOCUSED ON PEOPLE
15 WITH DISABILITIES. AND I THINK IT WOULD BE USEFUL FOR
16 YOUR COMMISSION TO GET A COPY OF THAT VIDEO AND
17 DISSEMINATE INFORMATION ABOUT IT. IT'S REALLY AN
18 EXCELLENT FILM.

19 MONSEIGNEUR BARRY: THANK YOU.

20 MS. MERCADO: THANK YOU. WE WILL DO THAT.

21 MR. MORNELL: SINCE 1980 THE LOS ANGELES COUNTY
22 COMMISSION ON HUMAN RELATIONS HAS BEEN MONITORING AND
23 RESPONDING TO INCIDENTS OF RACIALLY AND RELIGIOUSLY
24 MOTIVATED VANDALISM IN LOS ANGELES COUNTY.

25 WE ARE NOT AWARE OF ANY OTHER AGENCY IN

1 CALIFORNIA OR IN THE NATION THAT SYSTEMATICALLY GATHERS
2 DATA, INVESTIGATES INDIVIDUAL CASES, PROVIDES SERVICE TO
3 VICTIMS, DEVELOPS PREVENTIVE PROGRAMS AND REPORTS
4 REGULARLY ON WHAT NOW HAVE COME TO BE CALLED "HATE
5 CRIMES."

6 I'M LEAVING WITH YOU THIS MORNING A COPY OF
7 OUR MOST RECENT REPORT, A 31-PAGE SUMMARY OF HATE CRIME IN
8 LOS ANGELES COUNTY IN 1988, WHICH DESCRIBES OUR HIGHEST
9 LEVEL OF ACTIVITY IN 9 YEARS: 95 RACIAL INCIDENTS, 111
10 RELIGIOUS INCIDENTS AND 61 INCIDENTS BASED ON SEXUAL
11 ORIENTATION. THIS WAS OUR FIRST FULL YEAR OF REPORTING ON
12 CRIMES AGAINST GAYS AND LESBIANS.

13 ALL THESE INCIDENTS INCLUDE GRAFFITI,
14 DISRUPTION OF RELIGIOUS SERVICES, VANDALISM,
15 CROSS-BURNINGS, ARSON, GUNSHOTS AT PERSONS AND PROPERTY
16 AND PHYSICAL ASSAULTS, WHICH ACCOUNTED FOR ALMOST
17 25 PERCENT OF THE RACIAL CRIMES AND 64 PERCENT OF THE
18 CRIMES BASED ON SEXUAL ORIENTATION, THE HIGHEST LEVEL OF
19 CRIMES AGAINST PERSONS WE HAVE EVER REPORTED.

20 THE REPORT COVERS DATA COLLECTION, DEFINITION
21 OF HATE CRIME, NONCRIMINAL ACTS, HATE GROUP ACTIVITY,
22 PERPETRATORS, REACTION BY PUBLIC OFFICIALS AND THE
23 COMMUNITY, LEGISLATION AND THE COMMISSION'S OWN WORK.

24 EACH OF THE 267 INCIDENTS DOCUMENTED IN 1988
25 IS SUMMARIZED IN THE APPENDICES OF THE REPORT.

1 IN THE LIMITED TIME AVAILABLE THIS MORNING I
2 DON'T WANT TO COVER WHAT YOU WILL FIND IN THE REPORT, BUT,
3 INSTEAD, I WANT TO MENTION BRIEFLY SEVERAL KEY ISSUES:

4 1. HATE CRIME IS THE TIP OF AN ICEBERG THAT
5 REFLECTS THE GREATER LEVEL OF PREJUDICE, DISCRIMINATION,
6 ANGER AND INTERGROUP TENSION THAT GENERALLY REMAINS BELOW
7 THE SURFACE OF PUBLIC AWARENESS.

8 PEOPLE WHO COMMIT HATE CRIMES, WHICH WE
9 DEFINED VERY SPECIFICALLY IN TERMS OF LAW VIOLATIONS, ARE
10 ACTING OUT THE FEELINGS OF A MUCH LARGER GROUP.

11 2. HATE CRIME IS UNDERREPORTED, ESPECIALLY
12 AMONG LATINOS, ASIANS, ARABS AND OTHER IMMIGRANT AND
13 REFUGEE GROUPS WHO ARE OFTEN UNFAMILIAR WITH AMERICAN LAW,
14 FEARFUL OF THE POLICE, LESS PROFICIENT IN ENGLISH AND
15 FACED WITH A VARIETY OF CULTURAL BARRIERS.

16 3. ALTHOUGH WE HAVE SEEN A LARGER NUMBER OF
17 DIFFERENT RACIAL AND RELIGIOUS GROUPS AFFECTED BY HATE
18 CRIMES IN RECENT YEARS, BLACKS AND JEWS, THE TRADITIONAL
19 VICTIMS OF BIGOTRY, CONTINUE TO BE THE PRIMARY TARGETS.

20 OF 288 RACIAL HATE CRIMES DOCUMENTED IN
21 LOS ANGELES COUNTY OVER THE PAST EIGHT YEARS, MORE THAN
22 60 PERCENT WERE AGAINST BLACKS. OF 731 RELIGIOUS HATE
23 CRIMES, MORE THAN 90 PERCENT WERE AGAINST JEWS.

24 4. MOST PERPETRATORS OF HATE CRIMES ARE NOT
25 APPREHENDED, AND IT IS THEREFORE DIFFICULT TO SUGGEST THAT

1 MOST ARE KU KLUX KLAN MEMBERS, NEO-NAZIS, SKINHEADS OR
2 MEMBERS OF OTHER HATE GROUPS.

3 IN 1987, FOR EXAMPLE, WE HAD THE LARGEST
4 NUMBER OF ARRESTS FOR HATE CRIME EVER: 15 ADULTS AND 13
5 JUVENILES WERE ARRESTED IN CONNECTION WITH 31 HATE CRIMES.
6 OUT OF 194 CRIMES DOCUMENTED, WE ARE ABLE TO LINK ONLY A
7 FEW OF THESE PERPETRATORS TO HATE CRIMES -- I'M SORRY --
8 LINK ONLY A FEW OF THESE PERPETRATORS TO HATE GROUPS.

9 ALTHOUGH WE REPORTED AN INCREASE IN HATE
10 GROUP DEMONSTRATIONS AND OTHER NONCRIMINAL ACTIVITY IN
11 1987, SUCH ACTIVITY WAS DOWN IN 1988. AND HATE GROUP
12 MEMBERSHIP SEEMS TO BE AT A LOW POINT NATIONALLY,
13 PRIMARILY BECAUSE OF FEDERAL PROSECUTION. ON THE OTHER
14 HAND, SKINHEAD ACTIVITY NOW SEEMS TO BE RISING, AS DOES
15 THE GENERAL LEVEL OF COMMUNITY BIGOTRY.

16 ADDITIONALLY, SOME HATE GROUPS ARE ACTIVELY
17 RECRUITING SKINHEADS IN AN EFFORT TO EXPAND THEIR
18 MEMBERSHIP.

19 MEDIA ATTENTION TO HATE GROUPS, HOWEVER, SUCH
20 AS THE RECENT APPEARANCES OF DAVID DUKE AND TOM AND JOHN
21 METZGER ON THE PHIL DONAHUE AND OPRAH WINFREY TELEVISION
22 SHOWS, AND REGULAR NEWS COVERAGE OF HATE GROUPS MEETINGS,
23 HAS SERVED TO GIVE THESE GROUPS UNPRECEDENTED PUBLICITY
24 AND INTENSIFY COMMUNITY TENSION.

25 5. WE HAVE RECEIVED FORCEFUL AND UNANIMOUS

1 SUPPORT FROM THE LOS ANGELES COUNTY BOARD OF SUPERVISORS
2 FOR OUR COMMISSION'S RECOMMENDATIONS REGARDING HATE CRIME:

3 PUBLIC CONDEMNATION OF BIGOTRY, VIGOROUS
4 PROSECUTION AND INCREASED PENALTIES FOR PERPETRATORS OF
5 HATE CRIMES, AND IMPROVED COORDINATION AMONG THE 50 LAW
6 ENFORCMENT AGENCIES IN THE COUNTY.

7 LAST YEAR A COUNTY HATE CRIME TASK FORCE
8 APPOINTED BY THE BOARD OF SUPERVISORS AND CHAIRED BY OUR
9 COMMISSION, CONSISTING OF REPRESENTATIVES FROM LAW
10 ENFORCEMENT AND RELATED PUBLIC AGENCIES, ISSUED A
11 SUGGESTED POLICY AND PROCEDURES STATEMENT ON HATE CRIMES.
12 IT WAS DISSEMINATED TO ALL POLICE DEPARTMENTS IN THE
13 COUNTY BY THE BOARD OF SUPERVISORS, AND I AM ALSO LEAVING
14 A COPY OF THIS STATEMENT WITH YOU.

15 6. LET ME MENTION SEVERAL OTHER COMMISSION
16 ACTIVITIES RELATED TO HATE CRIME. OUR COMMISSION HAS
17 DEVELOPED AND NOW STAFFS A NETWORK AGAINST HATE CRIME,
18 CONSISTING OF RACIAL, ETHNIC AND RELIGIOUS COMMUNITY
19 GROUPS, FAIR HOUSING COUNCILS AND OTHER ORGANIZATIONS.
20 THE GOALS OF THE NETWORK ARE TO IMPROVE DATA COLLECTION,
21 PROVIDE ASSISTANCE TO VICTIMS AND INITIATE PREVENTIVE
22 PROGRAMS.

23 WE'VE ALSO DEVELOPED A NUMBER OF COMMUNITY
24 COALITIONS TO WORK ON OTHER ASPECTS OF INTERGROUP TENSION,
25 INCLUDING A LATINO-BLACK ROUND TABLE AND A BLACK-KOREAN

1 ALLIANCE. THE COMMISSION IS VERY MUCH INVOLVED WITH "A
2 WORLD OF DIFFERENCE, AN ANTI-DEFAMATION LEAGUE PROGRAM
3 THAT ORIGINATED IN BOSTON AND BEGAN IN SOUTHERN CALIFORNIA
4 IN JANUARY OF THIS YEAR. THIS EXTENSIVE EFFORT, WHICH IS
5 BEING SUPPORTED BY K.C.B.S. AND THE "LOS ANGELES TIMES,"
6 AIMS AT THE REDUCTION OF RACIAL, ETHNIC AND RELIGIOUS
7 PREJUDICE IN OUR COMMUNITY.

8 7. WE HAVE JUST RECEIVED THE DATA FROM A
9 SCHOOL CRIME SURVEY, JOINTLY CONDUCTED WITH THE
10 LOS ANGELES COUNTY OFFICE OF EDUCATION AND SENT TO ALL 1500
11 PUBLIC SCHOOLS IN LOS ANGELES COUNTY. SO FAR AS WE KNOW,
12 THIS IS THE MOST COMPREHENSIVE SCHOOL HATE CRIME SURVEY
13 EVER CONDUCTED IN THE UNITED STATES. WE EXPECT TO RELEASE
14 A REPORT ON THIS SURVEY IN THE FALL.

15 IN CONCLUSION, LET ME RESPOND TO THE
16 QUESTIONS IN YOUR LETTER OF INVITATION TO THIS HEARING.

17 WE STRONGLY SUPPORT THE RECENT AMENDMENT OF
18 THE RALPH CIVIL RIGHTS ACT AND ESTABLISHMENT OF THE BANE
19 CIVIL RIGHTS ACT, STRENGTHENING RELIEF AVAILABLE FOR
20 VICTIMS OF HATE CRIME. HOWEVER, SINCE ONLY 16 PERCENT OF
21 HATE CRIME PERPETRATORS WERE APPREHENDED IN OUR BEST YEAR,
22 IT IS REALISTIC TO ASSUME THE EFFECTS OF THESE LAWS WILL
23 BE LIMITED.

24 THE GREATEST NEED AT THIS TIME IS FOR GREATER
25 AWARENESS OF HATE CRIME ON THE PART OF LAW ENFORCEMENT,

1 INCLUDING ADOPTION OF SPECIFIC HATE CRIME POLICIES AND
2 PROCEDURES, AND FOR A HIGHER RATE OF APPREHENSION AND
3 PROSECUTION OF HATE CRIME PERPETRATORS. LAW ENFORCEMENT
4 SENSITIVITY AND DILIGENCE IN CONNECTION WITH GAY BASHING
5 IS PARTICULARLY CRITICAL.

6 IN ADDITION, FOR SEVERAL YEARS WE HAVE
7 STRONGLY URGED THAT THERE WILL BE MANDATORY REPORTING OF
8 HATE CRIME BY ALL LAW ENFORCEMENT AGENCIES IN THE STATE.

9 FINALLY, BASED ON OUR PRELIMINARY ASSESSMENT
10 OF THE DATA COLLECTED IN OUR SCHOOL HATE CRIME SURVEY, IT
11 IS LIKELY THAT WE WILL CALL FOR THE ESTABLISHMENT OF SOME
12 MECHANISM TO SYSTEMATICALLY TRACK SUCH INCIDENTS IN
13 PRIMARY AND SECONDARY SCHOOLS AS WELL AS SUGGEST
14 PREVENTIVE ACTION. SPECIFIC RECOMMENDATIONS UNDOUBTEDLY
15 WILL BE FORTHCOMING IN OUR REPORT.

16 I WOULD SAY THAT WE STRONGLY SUPPORT ALL OF
17 THE RECOMMENDATIONS IN YOUR COMMISSION'S 1986 REPORT, AND
18 WE THINK THAT THE IMPLEMENTATION OF THOSE RECOMMENDATIONS
19 SHOULD BE THE TOP PRIORITY FOR ALL OF US.

20 THANK YOU FOR THE OPPORTUNITY TO APPEAR
21 BEFORE YOU, AND THANK YOU FOR HOLDING THIS HEARING.

22 MONSEIGNEUR BARRY: THANKS EVER SO MUCH, EUGENE.
23 EXCELLENT.

24 ANY QUESTIONS FOR GENE BEFORE HE LEAVES US?

25 MS. CASTRO: I HAVE A QUESTION IN REGARDS TO

1 REPORTING.

2 YOU MENTIONED THAT THERE APPEARED TO BE
3 UNDERREPORTING IN TERMS OF THE CRIMES FOR LATINOS AND
4 ASIANS IN PARTICULAR GROUPS. HAVE YOU DONE ANY WORK IN
5 TRYING TO DETERMINE SOME OF THE CAUSAL ISSUES IN THAT?
6 AND HOW CAN YOU THEN GET AN ACCURATE FIGURE, A MORE
7 COMPREHENSIVE FIGURE AS TO --

8 MR. MORNELL: WE HAD LOOKED AT THE CAUSES FOR IT.
9 WE TALKED TO PEOPLE IN THOSE COMMUNITIES. WE THINK THAT
10 LANGUAGE BARRIERS, FEAR OF THE POLICE ON THE PART OF
11 IMMIGRANTS AND REFUGEES FROM COUNTRIES FROM WHERE THEY
12 COME, THE LACK OF A REPORTING MECHANISM IN THOSE
13 COMMUNITIES ARE ALL PROBLEMS CONTRIBUTING TO THE
14 UNDERREPORTING.

15 WHAT WE'VE ATTEMPTED TO DO IS TO ENCOURAGE
16 ORGANIZATIONS IN THE LATINO AND ASIAN AND ARAB COMMUNITIES
17 TO UNDERTAKE A HATE CRIME REPORTING SYSTEM TO ENCOURAGE
18 PEOPLE IN THOSE COMMUNITIES TO REPORT TO THEM, AND THEN
19 WE WOULD COLLECT THE INFORMATION FROM THOSE COMMUNITY
20 GROUPS. WE'VE ALSO ENCOURAGED GROUPS TO PARTICIPATE IN
21 OUR OWN HATE CRIME NETWORK. AND OVER A PERIOD OF TIME, WE
22 HOPE THAT THIS WILL INCREASE WHAT IS NOW THE
23 UNDERREPORTING. WE ALSO HOPE THAT THE PUBLICITY ATTACHED
24 TO OUR REPORTS ON HATE CRIME EACH YEAR AND THE WORK THAT
25 WE DO THROUGHOUT THE YEAR WILL ENCOURAGE PEOPLE IN ALL

1 THOSE COMMUNITIES TO REPORT.

2 I THINK THE MOST URGENT NEED, HOWEVER, IS
3 FOR ORGANIZATIONS IN THE LATINO, ASIAN AND ARAB
4 COMMUNITIES, IN PARTICULAR, TO MORE SYSTEMATICALLY SURVEY
5 MEMBERS OF THEIR COMMUNITY, DISTRIBUTE INFORMATION IN
6 COMMUNITY NEWSPAPERS AND IN THE LANGUAGE OF THE PEOPLE WHO
7 ARE UNDERREPORTING AT THIS TIME.

8 MS. CASTRO: AS A FOLLOW-UP TO THIS QUESTION, HAS
9 THERE BEEN AN INCREASE IN HATE VIOLENCE IN OTHER THAN JUST
10 THE INNER CITY THAT COULD OR COULD NOT BE ATTRIBUTED TO
11 ISSUES OF DISCRIMINATION?

12 MR. MORNELL: WE FOUND THAT THE HATE CRIME
13 INCIDENTS THAT WE REPORTED OVER THE YEARS HAVE BEEN
14 DISTRIBUTED THROUGHOUT LOS ANGELES COUNTY AND ARE
15 DEFINITELY NOT ONLY IN THE INNER CITY. I WOULD SAY THAT
16 ACTUALLY IN THE INNER CITY THERE ARE FEWER INCIDENTS OF
17 WHAT WE'RE CALLING HATE CRIME, CRIME BASED ON RACIAL,
18 ETHNIC, OR RELIGIOUS REASONS. THERE ARE FEWER INCIDENTS
19 IN THE INNER CITY. MOST OF THESE CRIMES, IN FACT,
20 OCCURRED THROUGHOUT THE COUNTY AND SUBURBAN AREAS.

21 HONORABLE RODRIGUEZ: I HAVE A QUESTION
22 REGARDING -- YOU INDICATED THAT THE BOARD OF SUPERVISORS
23 IS FULLY SUPPORTIVE IN ENDORSING YOUR EFFORTS AND THAT THE
24 POLICY AND PROCEDURES HAVE BEEN MADE AVAILABLE TO A NUMBER
25 OF POLICE DEPARTMENTS. HAVE YOU HAD A SUCCESSFUL RESPONSE

1 FROM THESE POLICE DEPARTMENTS IN TERMS OF MAKING THESE
2 REPORTS AND IMPLEMENTING THESE PROCEDURES?

3 MR. MORNELL: WE'RE ONLY AWARE OF TWO OR THREE
4 POLICE DEPARTMENTS THAT HAVE RESPONDED TO THE RECENT
5 GUIDELINES THAT WE DISTRIBUTED. HOWEVER, OVER THE PAST
6 SEVERAL YEARS, A NUMBER OF LAW ENFORCEMENT AGENCIES HAVE
7 DEVELOPED HATE CRIME POLICIES AND PROCEDURES. AND YOU'RE
8 GOING TO HAVE A SPEAKER FROM THE GLENDALE POLICE
9 DEPARTMENT BEFORE YOU TODAY. THEY ARE ONE OF THE AGENCIES
10 THAT WITHIN THE LAST SEVERAL YEARS HAVE ADOPTED EXCELLENT
11 POLICIES AND PROCEDURES, AND, IN FACT, HAVE SPOKEN
12 THROUGHOUT THE AREA IN SUPPORT OF THIS KIND OF PROGRAM.

13 HONORABLE RODRIGUEZ: I'M JUST CONCERNED, I THINK,
14 AS ALL MEMBERS ARE. WE WENT THROUGH THIS BACK IN '86. WE
15 HAD HEARINGS AROUND THE STATE. I THINK ALL OF US HAVE A
16 FEELING THAT WE'RE SEEING MORE INCIDENTS OF VIOLENCE NOW
17 THAN WE DID BACK THEN. AND IT'S VERY DISTURBING IN SPITE
18 OF OUR, YOU KNOW, THE EFFORTS THAT HAVE GONE INTO THIS
19 THING.

20 MR. MORNELL: WELL, I THINK THE LARGER LAW
21 ENFORCEMENT AGENCIES IN THE COUNTY DO HAVE HATE CRIME
22 POLICIES AND PROCEDURES IN PLACE. THE SHERIFF'S
23 DEPARTMENT WAS PROBABLY THE FIRST. THE LOS ANGELES POLICE
24 DEPARTMENT NOW HAS A POLICY AND PROCEDURES STATEMENT IN
25 PLACE AND A MECHANISM FOR DEALING WITH HATE CRIME. AS I

1 MENTIONED, GLENDALE DOES. PASADENA DOES. THE LONG BEACH
2 POLICE DEPARTMENT IS CURRENTLY DEVELOPING HATE CRIME
3 POLICIES AND PROCEDURES. SO I THINK THE MAJOR LAW
4 ENFORCEMENT AGENCIES HAVE THEM. SOME OF THE SMALLER
5 DEPARTMENTS DO NOT. AND I THINK THAT THAT STILL
6 REPRESENTS A PROBLEM.

7 DR. HAWKINS-RUSSELL: I'M INTERESTED IN A STATEMENT
8 YOU MADE THAT HATE CRIME IN THE INNER CITY WAS NOT AS
9 PREVALENT AS IN THE SUBURBS. HAS YOUR STAFF -- HAVE YOU
10 THOUGHT OF THE REASONS WHY? BECAUSE THAT WOULD BE A REAL
11 GOOD THING TO THINK ABOUT. MAYBE -- I DON'T KNOW -- IT
12 MIGHT PROVIDE SOME ANSWERS TO HELP SOME OTHER PLACES.

13 MR. MORNELL: THERE ARE SOME EASY ANSWERS. MOST
14 PERPETRATORS OF HATE CRIMES, BASED UPON THE APPREHENSIONS
15 THAT WE KNOW ABOUT, ARE WHITE. AND THEY ARE COMMITTING
16 HATE CRIMES --

17 DR. HAWKINS-RUSSELL: AND THEY ARE NOT IN THE INNER
18 CITY.

19 MONSEIGNEUR BARRY: YOU HAD A QUESTION TOO?

20 MS. HERNANDEZ: I HAD A FOLLOW-UP QUESTION. YOU
21 INDICATED THAT THERE WERE SOME POLICE AGENCIES THAT WERE
22 HAVING COURSES AND MAKING EFFORTS. HOWEVER, I'VE NOTICED
23 IN NEWS PUBLICATIONS THAT RACE RELATIONS WITHIN POLICE
24 DEPARTMENTS ARE GETTING WORSE RATHER THAN BETTER. AN
25 EXAMPLE IS THE LONG BEACH POLICE DEPARTMENT. AND IF

1 YOU'RE RELYING, OR WE'RE RELYING ON THOSE AGENCIES TO NOT
2 ONLY BE SENSITIVITY MONITORED, BUT TO ENFORCE AND DETECT,
3 THEN WE HAVE SERIOUS PROBLEMS BECAUSE THAT'S WHERE MOST OF
4 THE PROBLEMS ARE.

5 ARE THERE ANY PROGRAMS TO ADDRESS THOSE
6 CONCERNS?

7 MR. MORNELL: I'M NOT SURE I'M ABLE TO ANSWER THAT
8 FULLY, BUT YOU ARE CORRECT. AND I THINK THAT THERE ARE
9 SOME LAW ENFORCEMENT AGENCIES THAT HAVE ADDRESSED THAT
10 KIND OF A PROBLEM THROUGH THEIR TRAINING PROGRAMS.

11 MANY OF THE AGENCIES IN THE COUNTY SEND THEIR
12 OFFICERS EITHER TO THE LOS ANGELES POLICE DEPARTMENT OR
13 THE SHERIFF'S DEPARTMENT TRAINING ACADEMIES. BOTH OF
14 THOSE PROGRAMS HAVE INCREASED THE AMOUNT OF HUMAN
15 RELATIONS TRAINING, BUT THEY DON'T DEAL WITH THE PROBLEMS
16 THAT INDIVIDUAL OFFICERS HAVE AS IT COMES UP IN THE COURSE
17 OF THEIR WORK. AND I THINK THAT -- I CAN'T ANSWER BEYOND
18 THAT. PERHAPS SOME LAW ENFORCEMENT PEOPLE WHO WILL BE
19 TESTIFYING CAN ANSWER THAT BETTER THAN I CAN.

20 MS. MERCADO: MAY I JUST ASK A QUESTION BEFORE YOU
21 LEAVE? ARE YOU SUPPORTING -- I'M SURE YOU'RE SUPPORTING
22 SB 202, SENATOR'S WATSON'S BILL FOR DATA COLLECTION, BUT I
23 WOULD URGE THAT PERHAPS MEMBERS OF YOUR COMMITTEE COULD
24 CONTACT LEGISLATORS. WE NEED ALL THE SUPPORT WE CAN GET
25 TO GET THAT BILL OUT.

1 MR. MORNELL: YES, I BELIEVE WE HAVE. AND I THINK
2 WE ASKED THE BOARD OF SUPERVISORS TO SUPPORT IT. AND WE
3 HEARD JUST LAST WEEK THEY WOULD BE SUPPORTING IT.

4 MS. MERCADO: THANK YOU.

5 MONSEIGNEUR BARRY: THANKS EVER SO MUCH AGAIN.

6 OH, DID YOU HAVE ANOTHER QUESTION? I'M
7 SORRY.

8 MR. SANANIKONE: ACTUALLY, IT'S NOT SO MUCH OF A
9 QUESTION. BUT I'M SURE WE HAVEN'T GOT (UNINTELLIGIBLE)
10 HATE CRIME IN LOS ANGELES COUNTY.

11 MR. MORNELL: 1988.

12 MR. SANANIKONE: '89?

13 MR. MORNELL: '88. YES, THAT'S THE REPORT I LEFT
14 WITH YOU.

15 MR. SANANIKONE: ON PAGE 8 -- WELL, THIS IS JUST TO
16 CONFIRM WHAT YOU JUST SAID, THAT CRIMES, ESPECIALLY AMONG
17 THE NEWLY ARRIVED IMMIGRANTS, ARE NOT REPORTED. BUT I
18 THINK THAT'S SOMETHING THAT COULD BE STATED IN HERE WHERE
19 IT SAYS, "RACIALLY-MOTIVATED HATE CRIMES OCCUR IN ALL
20 COUNTY AREAS." THERE ARE 68,000 REFUGEES IN LONG BEACH,
21 AND LONG BEACH IS NOT INCLUDED. AND THAT'S JUST TO SHOW
22 YOU THAT THEIR CRIMES ARE NOT REPORTED. WE, VERY
23 RECENTLY -- NOT RECENTLY, IT HAS BEEN TWO YEARS NOW, BUT
24 WE HAD AN AGENT ADVISORY FOR THE POLICE DEPARTMENT IN LONG
25 BEACH --

1 MR. MORNELL: EXCUSE ME. I THINK THAT INCIDENTS IN
2 LONG BEACH ARE REPORTED. WE DIVIDED IT BY SUPERVISORIAL
3 DISTRICTS. AND IF YOU LOOK AT THE RACIAL INCIDENTS IN THE
4 5TH SUPERVISORIAL DISTRICT, IT WOULD COVER LONG BEACH.
5 NOW, THERE'S PROBABLY SERIOUS UNDERREPORTING, BUT WE DID
6 COVER THE LONG BEACH AREA.

7 MR. SANANIKONE: PERHAPS, I DIDN'T SEE ANY OF THE
8 CITIES THAT YOU MENTIONED IN HERE. IS IT MENTIONED BY
9 CITIES?

10 MR. MORNELL: I CAN'T ANSWER THAT. I'D HAVE TO
11 LOOK THROUGH THE INCIDENTS AT THE END OF THE REPORT TO SEE
12 WHETHER THERE WERE ACTUALLY ANY INCIDENTS REPORTED IN LONG
13 BEACH.

14 MR. SANANIKONE: THAT'S FINE.

15 MR. MORNELL: IT IS AN AREA THAT WE TRY TO COVER.

16 MONSEIGNEUR BARRY: THANKS AGAIN, MR. COMMISSIONER.

17 NEXT, I THINK WE HAVE ANN NOEL FROM THE
18 FAIR EMPLOYMENT AND HOUSING COMMISSION TO GIVE US HER
19 UPDATE.

20 MS. MERCADO: WOULD IT BE POSSIBLE TO HAVE COPIES
21 OF YOUR --

22 MONSEIGNEUR BARRY: YES, I THINK HE GAVE HER THE
23 COPY.

24 MS. MERCADO: -- OF YOUR PRESENTATION, GENE?

25 MR. MORNELL: SHE HAS ONE.

1 MS. MERCADO: OH, THAT'S FINE. WE'LL MAKE COPIES
2 FOR ALL OF THE COMMISSIONERS, BUT WE WOULD ASK THAT YOU
3 LEAVE AT LEAST ONE COPY OF YOUR STATEMENT WITH US.

4 THANK YOU.

5 MONSEIGNEUR BARRY: ANN, WELCOME.

6 MS. NOEL: THANK YOU, MONSEIGNEUR BARRY, AND
7 MEMBERS OF THE COMMISSION.

8 FOR THE RECORD, MY NAME IS ANN NOEL. I'M
9 COMMISSION COUNSEL WITH THE FAIR EMPLOYMENT HOUSING
10 COMMISSION. AND THE FAIR EMPLOYMENT HOUSING COMMISSION
11 ALONG WITH ITS SISTER AGENCY, THE DEPARTMENT OF FAIR
12 EMPLOYMENT AND HOUSING, ARE RESPONSIBLE FOR THE
13 ADMINISTRATIVE ENFORCEMENT OF SEVERAL CALIFORNIA CIVIL
14 RIGHTS LAWS.

15 FIRST OF ALL, I'D LIKE TO PRAISE THE WORK OF
16 THE RERMV COMMISSION AND ALSO THE FORESIGHT OF THE
17 ATTORNEY GENERAL TO ESTABLISH THE COMMISSION. THE FAIR
18 EMPLOYMENT AND HOUSING COMMISSION HAS ESTABLISHED CLOSE
19 TIES WITH THE ATTORNEY GENERAL, AND WE HAVE WORKED VERY
20 CLOSELY IN THIS AREA. OUR COMMISSION HAS JURISDICTION
21 OVER THE RALPH CIVIL RIGHTS ACT THAT'S BEEN MENTIONED
22 SEVERAL TIMES TODAY, WHICH FOR THE BENEFIT OF THE
23 AUDIENCE -- I KNOW THAT THE COMMISSIONERS KNOW WHAT IT'S
24 ABOUT -- PROVIDES THAT ALL PERSONS WITHIN CALIFORNIA HAVE
25 THE RIGHT TO BE FREE FROM ANY VIOLENCE OR INTIMIDATION BY

1 THREAT OF VIOLENCE COMMITTED AGAINST THEM OR THEIR
2 PROPERTY BECAUSE OF THEIR RACE, COLOR, RELIGION, ANCESTRY,
3 NATIONAL ORIGIN, POLITICAL AFFILIATION, SEX, SEXUAL
4 ORIENTATION, AGE, DISABILITY OR POSITION IN A LABOR
5 DISPUTE.

6 THE COMMISSION BECAME INTERESTED IN DOING
7 MORE WORK IN THIS AREA BECAUSE OF THE SERIES OF HEARINGS
8 AND PUBLIC FORUMS THAT WE HAVE HELD -- AS THE STATE'S
9 CIVIL RIGHTS AGENCY, WE HOLD PUBLIC FORUMS MONTH TO MONTH
10 IN WHATEVER PART OF THE STATE THAT WE ARE IN, TO GIVE THE
11 PUBLIC AN OPPORTUNITY TO EDUCATE US ABOUT LOCAL CONCERNS
12 REGARDING CIVIL RIGHTS.

13 WE'VE ALSO HELD SPECIAL HEARINGS IN VARIOUS
14 PARTS OF THE STATE AS HAS SEEMED APPROPRIATE REGARDING
15 PROBLEMS, SPECIFIC PROBLEMS REGARDING CIVIL RIGHTS. AND
16 IN THE LAST NUMBER OF YEARS, WE HAVE HEARD EVERY MONTH OF
17 PROBLEMS IN THIS AREA. WE HAVE DONE ON A MONTHLY BASIS
18 WHAT YOU HAVE DONE ON A MORE EXTENSIVE BASIS WITH YOUR
19 HEARINGS IN '84 AND '85.

20 AND BEGINNING IN THE HEARINGS THAT WE HELD IN
21 SAN DIEGO IN 1983 -- AND I WORKED CLOSELY WITH
22 COMMISSIONER IRMA CASTRO IN THOSE HEARINGS -- WE HAVE
23 HEARD TESTIMONY ABOUT CROSS-BURNINGS, ABOUT CHILDREN BEING
24 RUN OFF THE ROAD, ABOUT RACIAL HARASSMENT OF BLACK AND
25 HISPANIC FAMILIES, ABOUT HARASSMENT OF SOUTHEAST ASIAN

1 REFUGEES AND HARASSMENT AND VIOLENCE AGAINST ASIANS, ABOUT
2 HARASSMENT OF GAYS AND LESBIANS, AND, IN GENERAL, THIS
3 PROBLEM HAS JUST -- WE HAVE HEARD ABOUT IT MONTH AFTER
4 MONTH AFTER MONTH.

5 SOME THEMES BECAME APPARENT OVER THE COURSE
6 OF THAT TIME. ONE WAS THE PERVASIVENESS OF THE PROBLEM.
7 SECOND, WAS THE HIDDEN NATURE OF THE PROBLEM, HOW EVEN
8 MEMBERS OF MINORITY GROUPS THAT WERE BEING HARASSED OR
9 VICTIMS OF VIOLENCE DID NOT UNDERSTAND THE EXTENT OF THE
10 PROBLEM. THE THIRD POINT WAS DENIAL BY THE COMMUNITY,
11 ESPECIALLY BY PUBLIC OFFICIALS OF THE PROBLEM AND OFTEN
12 THE LACK OF LOCAL RESPONSE. AND THEN THE LAST THING THAT
13 WE NOTICED WAS THAT THERE WAS A LACK OF KNOWLEDGE OF THE
14 RALPH CIVIL RIGHTS ACT, WHICH WE ADMINISTRATE.

15 THUS, APPROXIMATELY A YEAR AGO WE BEGAN A
16 PUBLIC EDUCATION PROCESS TO TELL PEOPLE ABOUT THE RALPH
17 CIVIL RIGHTS ACT. AND FROM THE BEGINNING WE HAVE WORKED
18 CLOSELY WITH THE ATTORNEY GENERAL'S OFFICE AND ESPECIALLY
19 WITH MARTY MERCADO IN THIS EFFORT. WE HAVE DEVELOPED A
20 BROCHURE IN CONJUNCTION WITH THE DEPARTMENT OF FAIR
21 EMPLOYMENT AND HOUSING -- THAT DID MUCH OF THE WORK TO
22 DEVELOP IT -- TO GIVE TO PEOPLE TO TALK ABOUT WHAT THE
23 RALPH CIVIL RIGHTS ACT IS.

24 IN THAT BROCHURE IS INFORMATION ALSO ABOUT
25 THE BANE CIVIL RIGHTS ACT AND ALL THE APPROPRIATE CRIMINAL

1 PENALTIES THAT ONE CAN UTILIZE IF ONE HAS BEEN A VICTIM OF
2 A HATE CRIME. WE HAVE DONE A LOT OF PUBLIC SPEAKING IN
3 THIS REGARD IN THIS AREA. AS A MATTER OF FACT, WE JOKED
4 WE'RE ON THE SAME CIRCUIT NOW. 'OFTEN MS. MERCADO AND I
5 AND OTHERS WILL BE SPEAKING TOGETHER IN THIS AREA.

6 WE ARE WORKING ON PUBLIC SERVICE
7 ANNOUNCEMENTS TO TALK ABOUT THIS. AND WE ARE WORKING IN
8 CONJUNCTION ACTUALLY WITH THE GOVERNOR'S OFFICE IN THIS
9 AREA. AND WE HAVE WORKED VERY CLOSELY WITH THE ATTORNEY
10 GENERAL'S OFFICE ON DOING EDUCATION OF DISTRICT ATTORNEYS
11 STATEWIDE.

12 OUR INTEREST IN THIS AREA IS THAT THEY ARE
13 AWARE OF WHAT CIVIL REMEDIES THERE ARE FOR VICTIMS SO THAT
14 THEY CAN INFORM VICTIMS WHEN THEY COME IN THAT THERE ARE
15 ALSO CIVIL REMEDIES AVAILABLE. OBVIOUSLY, THE WORK THAT
16 THE ATTORNEY GENERAL HAS DONE IS TO SIMPLY EDUCATE DIRECT
17 ATTORNEYS ABOUT THE CRIMINAL PENALTIES AVAILABLE.

18 THIS HAS WORKED OUT VERY WELL, AND I'LL GIVE
19 YOU ONE RECENT EXAMPLE. RIGHT AFTER THE PUBLICITY WAS OUT
20 ABOUT THE LA VERNE INCIDENT IN LOS ANGELES COUNTY WHERE
21 FOUR SKINHEADS ATTACKED AN IRANIAN COUPLE AND ALSO A
22 BLACK MAN WHO CAME TO THEIR AID, WE CONTACTED THE DISTRICT
23 ATTORNEY'S OFFICE HERE IN LOS ANGELES BECAUSE OF PRIOR
24 COMMUNICATIONS THAT WE HAD WITH THEM ABOUT THE RALPH ACT,
25 AND WE GOT A VERY QUICK RESPONSE.

1 WE PROVIDED A PACKET OF INFORMATION THAT THE
2 ATTORNEY GENERAL AND OUR OFFICE HAD DEVELOPED, INCLUDING
3 MODEL PLEADINGS FROM THE ATTORNEY GENERAL'S OFFICE, AND WE
4 HAVE NOW DIRECT CONTACT WITH THE DISTRICT ATTORNEY WHO IS
5 HANDLING THAT CASE. AND IT'S BEING HANDLED AS A HATE
6 CRIME.

7 WE'VE ALSO WORKED VERY CLOSELY WITH THE HUMAN
8 RELATIONS COMMISSIONS IN THIS AREA. WE'VE SPOKEN BEFORE,
9 FOR EXAMPLE, THE MARIN COUNTY HUMAN RELATIONS COMMISSION
10 WHEN THEY HELD A FORUM ON HATE VIOLENCE AND ALSO BEFORE
11 THE CALIFORNIA ASSOCIATION HUMAN RIGHTS ORGANIZATION'S
12 CONFERENCE A FEW MONTHS AGO. WE'RE ALSO WORKING VERY
13 CLOSELY WITH COMMUNITY GROUPS. WE HAVE AN AD HOC
14 COMMITTEE ESTABLISHED IN SAN FRANCISCO TO WORK ON THE
15 PROBLEM OF HATE VIOLENCE, AND WE'RE PLANNING A CONFERENCE
16 IN THE FALL ON THE PROBLEM. WE'RE KEEPING THE ATTORNEY
17 GENERAL APPRISED OF OUR EFFORTS.

18 THAT GROUP HAS PLANS TO TRY TO ESTABLISH A
19 HOT LINE FOR VICTIMS OF HATE CRIMES, INITIALLY, JUST IN
20 THE BAY AREA AND HOPEFULLY STATEWIDE. WE ARE VERY HAPPY
21 THAT THE ATTORNEY GENERAL'S OFFICE HAS A CLEARING HOUSE
22 NOW FOR INFORMATION ABOUT HATE CRIMES. WE ARE GOING TO BE
23 PROVIDING THAT INFORMATION ON WHATEVER WE DEVELOP.

24 WE'RE ALSO WORKING WITH THAT GROUP TO
25 STRATEGIZE THE BEST WAYS TO GET MINORITY COMMUNITIES TO

1 REPORT INCIDENTS OF VIOLENCE. AND AS PART OF THIS AD HOC
2 COMMITTEE, WE HAVE MEMBERS OF ALL THE VARIOUS MINORITY
3 COMMUNITIES IN THE BAY AREA INVOLVED WITH US. AND WE'RE
4 STRATEGIZING HOW TO GET MINORITY COMMUNITIES TO REPORT
5 INCIDENTS AND WHAT THE BARRIERS ARE TO THAT PROBLEM.

6 WE'RE ALSO DEVELOPING A TRADE SEMINAR FOR
7 ATTORNEYS TO GET THEM TO TAKE THESE KINDS OF CASES.
8 INITIALLY, WE ARE GOING TO DO ONE IN THE BAY AREA. AND
9 WE'D LIKE TO EXPAND STATEWIDE. AND WE'D ALSO LIKE TO HAVE
10 IT BE A MODEL FOR A NATIONAL APPROACH TO THIS PROBLEM.

11 WE'VE ALSO SUPPORTED LEGISLATION THAT THE
12 ATTORNEY GENERAL HAS ALSO SUPPORTED IN THIS AREA. AND WE
13 SPONSORED SENATE BILL 531, WHICH CLARIFIES THAT THE
14 \$10,000 PENALTY IS TO GO TO THE VICTIM, NOT THE STATE. WE
15 DID SOME RESEARCH AND REALIZED THAT WITHOUT SPECIFIC
16 PROVISIONS, THE PENALTIES WOULD GO TO THE STATE RATHER
17 THAN THE VICTIM. AND WE WANTED TO MAKE SURE IT WENT TO
18 THE VICTIM. WE ALSO SUPPORTED SENATE BILL 202, WHICH WE
19 FEEL IS ESSENTIAL, DIANE WATSON'S BILL, TO REQUIRE POLICE
20 DEPARTMENTS TO REPORT HATE CRIMES.

21 FINALLY, IN TERMS OF RECOMMENDATIONS, WE
22 STRONGLY SUPPORT ALL OF THE 1986 RECOMMENDATIONS FROM THE
23 RERMV COMMISSION. AND, IN GENERAL, WE'D LIKE TO
24 UNDERSCORE THE IMPORTANCE OF SUPPORTING EDUCATIONAL
25 EFFORTS TO DEAL WITH THE PROBLEM. WE SEE REAL PROGRESS

1 BEING MADE, IF NOT IN GENERAL, AT LEAST IN SPECIFIC AREAS:
2 THE WORK THAT THE ATTORNEY GENERAL'S OFFICE HAS DONE ON
3 EDUCATING DISTRICT ATTORNEYS AND ALSO POLICE DEPARTMENTS.
4 AND WE SEE THAT THERE'S MUCH MORE OF A CONSCIOUSNESS OF
5 HATE VIOLENCE AS A PROBLEM NOW. AND THAT WORK SEEMS TO BE
6 PAYING OFF.

7 HOWEVER, IF THIS IS EVER GOING TO CHANGE,
8 OBVIOUSLY, EDUCATION IS THE KEY. AND IN THAT REGARD, WE
9 HAVE WORKED WITH SENATOR TORRES' OFFICE ON SENATE BILLS
10 1357 AND 1358, BOTH OF WHICH DEAL WITH EDUCATIONAL
11 EFFORTS.

12 THOSE BILLS ARE BOTH APPARENTLY IN TROUBLE:
13 SENATE BILL 1357 BECAUSE OF OPPOSITION FROM SOME RELIGIOUS
14 GROUPS WHO ARE CONCERNED ABOUT THE IDEA OF EDUCATING
15 PEOPLE TO BE TOLERANT OF THE LIFE STYLES OF GAYS AND
16 LESBIANS AND 1358 BECAUSE OF THE GOVERNOR'S OPPOSITION.

17 THE LAST THING I'D LIKE TO SAY IS THAT WE
18 HAVE NOTED THAT THIS AREA IS SOMETHING THAT SEEMS EASY FOR
19 PEOPLE TO SUPPORT THE CONCEPT, ALTHOUGH MAYBE NOT TO DO A
20 LOT OF WORK IN IT. BUT ONE AREA WHERE THERE HAVE BEEN
21 PROBLEMS AND THERE HAS BEEN OPPOSITION HAS BEEN AGAINST
22 THE INCLUSION OF GAYS AND LESBIANS. AND OUR EXPERIENCE OF
23 THE TESTIMONY WE'VE HEARD OVER THE LAST COUPLE OF YEARS IS
24 THAT VIOLENCE AGAINST GAYS AND LESBIANS IS AS BIG A
25 PROBLEM AS ANY OTHER AREA, AND GAYS AND LESBIANS SHOULD

1 NOT BE EXCLUDED FROM GROUPS WHO ARE WORKING THIS AREA.

2 THANK YOU.

3 MONSEIGNEUR BARRY: THANK YOU, ANN. THANK YOU VERY
4 MUCH.

5 ANY QUESTIONS?

6 HONORABLE RODRIGUEZ: YOU SAID YOUR GROUP HAS THE
7 TRAINING FOR THE DISTRICT ATTORNEYS. DO THEY DO THAT IN
8 COUNTIES INDIVIDUALLY OR HOW DO THEY DO THAT?

9 MS. NOEL: WE HAVE TRIED TO DO IT IN CONJUNCTION
10 WITH THE ATTORNEY GENERAL'S OFFICE. WE JUST FEEL WHAT WE
11 CAN CONTRIBUTE TO THAT TRAINING IS ONE COMPONENT. THE
12 COMPONENT THAT WE CAN CONTRIBUTE IS AN EXPLANATION OF THE
13 CIVIL REMEDIES FOR VICTIMS OF HATE CRIMES UNDER THE RALPH
14 CIVIL RIGHTS ACT. WE ARE NOT AN AGENCY THAT HAS EXPERTISE
15 IN THE CRIMINAL AREA, AND WE HAVE LEFT THAT PART OF THE
16 TRAINING TO THE ABLE OFFICERS OF THE ATTORNEY GENERAL'S
17 OFFICE.

18 HONORABLE RODRIGUEZ: SO YOUR EFFORTS ARE THROUGH
19 THE A.G.'S., AND YOU HAVE SEMINARS FOR THE DISTRICT
20 ATTORNEYS, AND YOU PROVIDE JUST THAT ELEMENT OF IT?

21 MS. NOEL: YES. FOR EXAMPLE, WE HELD A TRAINING IN
22 PALM SPRINGS IN JANUARY IN CONJUNCTION WITH THE ATTORNEY
23 GENERAL'S OFFICE TO GIVE TRAINING TO DISTRICT ATTORNEYS
24 WHO ARE ATTENDING A WINTER CONFERENCE THERE, ABOUT THE
25 RALPH CIVIL RIGHTS ACT.

1 HONORABLE RODRIGUEZ: IS THAT MANDATORY AT THESE
2 CONFERENCES, OR IS THAT ELECTIVE BY THE PEOPLE ATTENDING
3 THE CONFERENCE?

4 MS. NOEL: UNFORTUNATELY, IT'S VERY ELECTIVE. AND
5 A FRUSTRATION THAT WE HAD AT THAT CONFERENCE IS IT SEEMS
6 LIKE PEOPLE PREFERRED PLAYING GOLF RATHER THAN ATTENDING
7 OUR WORKSHOP.

8 HONORABLE RODRIGUEZ: THAT WAS MY NEXT QUESTION.
9 WHAT ARE YOU GETTING IN TERMS OF RESPONSE FROM THE
10 PARTICIPANTS?

11 MS. NOEL: IT SEEMS LIKE IT'S WORKING BETTER ON AN
12 OFFICE-BY-OFFICE BASIS. AND WE DISCUSS -- EXCUSE ME,
13 MARTY, IF I'M REPEATING WHAT YOU'VE ALREADY SAID TO THE
14 COMMISSION BEFORE I ARRIVED, BUT ONE OF THE WAYS THAT WE
15 WORKED WITH THIS IS THAT MARTY HAS ESTABLISHED CONTACTS
16 WITH EVERY SINGLE ONE OF THE DISTRICT ATTORNEY OFFICES IN
17 THE STATE. SO THERE WAS A CONTACT PERSON WHO WAS
18 RESPONSIBLE FOR DEALING WITH THIS AREA. SOME OFFICES HAVE
19 A PARTICULAR UNIT THAT WORRIES ABOUT THIS, BUT THE SMALLER
20 OFFICES, OF COURSE, DON'T. WE FOUND IT BETTER TO FIND
21 THAT ONE PERSON THAT WE CAN WORK WITH.

22 MS. MERCADO: WHAT WE'RE PLANNING TO DO, TOO, NOW
23 THAT WE'VE IDENTIFIED THAT LIAISON PERSON IS WE WILL
24 DEVELOP -- WE HAD A COLLABORATIVE EFFORT GOING HERE. AND
25 WE WILL DEVELOP A TRAINING PROGRAM AND SCHEDULE A

1 CONFERENCE, A ONE-DAY CONFERENCE WORKSHOP-SEMINAR TYPE
2 AND INVITE THE LIAISONS THAT HAVE BEEN IDENTIFIED TO COME.
3 AND PROBABLY IT WILL TAKE MORE THAN ONE BECAUSE WE'RE
4 PROBABLY NOT GOING TO GET THEM ALL AT THE SAME TIME. BUT
5 IT'S AN EFFORT THAT HAS STARTED.

6 MS. NOEL: WE ESTABLISHED A SMALL SUBCOMMITTEE WITH
7 THE ATTORNEY GENERAL'S OFFICE, THE CALIFORNIA DISTRICT
8 ATTORNEY'S ASSOCIATION, THE FAIR EMPLOYMENT AND HOUSING
9 COMMISSION, CONTRA COSTA COUNTY HUMAN RELATIONS COMMISSION
10 AND, ALSO, THEIR DISTRICT ATTORNEY'S OFFICE. AND IT'S
11 WORKED OUT VERY WELL. AS A MATTER OF FACT, ONE OF THE
12 DISTRICT ATTORNEYS FROM THE CONTRA COSTA COUNTY DISTRICT
13 ATTORNEY'S OFFICE HAS AGREED TO BE A CONTACT PERSON FOR
14 OTHER DISTRICT ATTORNEYS WHO HAVE THESE KINDS OF CASES AND
15 IS KEEPING A PLEADING BANK AND COLLECTION OF NAMES OF
16 PEOPLE WHO PROSECUTE THESE CASES. BECAUSE A LOT OF THIS
17 STUFF IS BRAND NEW, AND THEY JUST DON'T HAVE MUCH
18 EXPERIENCE YET.

19 MONSEIGNEUR BARRY: THANK YOU.

20 ANY OTHER QUESTIONS?

21 THANK YOU VERY MUCH, ANN. APPRECIATE IT.

22 STEWART KWOH FROM THE ASIAN LEGAL RESOURCES
23 IS UNABLE TO BE HERE, BUT SON LAM, I THINK, IS GOING TO
24 GIVE HIS REPORT FOR HIM.

25 THANK YOU, SON.

1 OH, I SHOULD ALSO INDICATE THE FACT THAT EARL
2 SULLAWAY FROM THE DEPARTMENT OF FAIR EMPLOYMENT AND
3 HOUSING IS ILL.

4 SO WE'RE JUST MOVING AHEAD WITH YOU NOW, SON.
5 THANK YOU.

6 MR. LAM: GOOD MORNING. MY NAME IS SON LAM. I'M
7 THE INDO-CHINESE CONFERENCE LEADER AND THE PARALEGAL OF
8 THE ASIAN PACIFIC AMERICAN LEGAL CENTER.

9 MR. KWOH UNFORTUNATELY CANNOT BE HERE TODAY.
10 HE IS OUT OF TOWN, AND HE HAS REQUESTED THAT I SPEAK HERE
11 ON HIS BEHALF.

12 UNFORTUNATELY, I DO NOT HAVE MR. KWOH'S
13 EXPERTISE ON THE TOPIC, BUT I HAVE BEEN WORKING ON THIS
14 SUBJECT THESE LAST FEW DAYS. SO WHAT I'M GOING TO SAY
15 HERE IS MOSTLY GENERAL FROM WHAT I READ FROM THE REPORT
16 THAT MR. KWOH HAD WRITTEN ORIGINALLY, WHICH I WILL LEAVE
17 WITH MS. ACOSTA.

18 THE HATE CRIME MONITORING SYSTEM HAS BEEN IN
19 PLACE FOR OVER A YEAR NOW, AND, UNFORTUNATELY, IT'S NOT
20 WORKING AS WELL AS IT WAS SUPPOSED TO BE. AND JUST FOR
21 ASIAN PEOPLE, WE KNOW THAT THERE HAS BEEN FIVE CASES
22 REPORTED EVER SINCE THE MONITORING SYSTEM HAS BEEN IN
23 PLACE. AND WE KNOW THAT THERE ARE MUCH MORE HATE CRIME
24 INCIDENTS AGAINST ASIANS THAN ONLY THOSE FIVE CASES THAT
25 HAVE BEEN RELATED TO THE AUTHORITIES.

1 WHY IS IT THAT THE SYSTEM IS NOT WORKING? IT
2 SEEMS THAT THERE IS A LACK OF INFORMATION, NOT ONLY FROM
3 THE VICTIM'S SIDE, BUT ALSO WITHIN THE LAW ENFORCEMENT
4 AGENCY. ON THE VICTIM'S SIDE IT SEEMS THAT THE PUBLIC IS
5 NOT AWARE THAT SUCH A MONITORING SYSTEM DOES EXIST. AND
6 ON THE POLICE DEPARTMENT'S SIDE OR LAW ENFORCEMENT'S SIDE,
7 IT SEEMS THAT THEY DO NOT HAVE THE MEANS TO IMPLEMENT THE
8 MONITORING SYSTEM. OR I THINK THAT MOST OF THE POLICE
9 AGENCIES ARE NOT EVEN AWARE THAT SUCH A SYSTEM EXISTS, OR
10 AT LEAST, THEY MAY CONSIDER THAT IT'S A LOW PRIORITY.

11 HOW ARE WE GOING TO (UNINTELLIGIBLE) REMAIN
12 TO THIS PROBLEM. ON THE POLICE DEPARTMENT'S SIDE, WE
13 THINK THAT IF WE CAN PROVIDE -- IF THEY CAN -- IF IT
14 BECOMES A HABIT WITHIN THE POLICE DEPARTMENT TO
15 SYSTEMATICALLY REPORT HATE CRIME INCIDENTS, IT WILL HELP
16 THIS MONITORING PROGRAM TO WORK.

17 FIRST OF ALL, THERE MAY BE THE NEED TO HAVE A
18 CHANGE ON THE REPORTING CRIME FORM BASED ON THE EXAMPLE OF
19 THE SAN DIEGO POLICE DEPARTMENT. THEY HAVE A BOX WHERE
20 PEOPLE CAN WRITE WHERE THE POLICE -- ASIAN CAN WRITE IF
21 THIS IS A HATE CRIME. WHEN SOMEBODY CALLS IN, OR WHEN THE
22 POLICE HAVE THE REPORT ABOUT THE CRIME, THE POLICE PERSON
23 WILL HAVE THE CHOICE TO DECIDE IF HE FEELS, HE OR SHE
24 FEELS THAT THE INCIDENT HAS BEEN MOTIVATED BY RELIGIOUS
25 REASONS OR BY RACIAL REASONS. ALSO, THERE IS NEED TO BE

1 MORE EXTENSIVE AND HAVE MORE PERIODIC TRAINING AT ALL
2 LEVELS IN THE LAW ENFORCEMENT AGENCIES, NOT JUST THE
3 ONE-SHOT TRAINING FOR NEW RECRUITS. IT HAS TO BE REPEATED
4 OVER TIME.

5 THEN THERE'S ALSO A NEED FOR BETTER
6 COORDINATION BETWEEN THE LAW ENFORCEMENT AGENCIES AND THE
7 COMMUNITY ORGANIZATIONS IN ORDER TO INFORM THE PUBLIC AND
8 INFORM THE PEOPLE WITHIN THE LAW ENFORCEMENT AGENCIES.

9 AT THIS TIME THERE IS ALSO A NEED FOR A
10 FULL-TIME HUMAN RELATIONS COMMANDER IN THE LAW ENFORCEMENT
11 AGENCY. AND THERE IS ALSO A NEED TO KEEP TRACK OF THE
12 DIFFERENT INCIDENTS THAT HAPPENED SO THAT THERE CAN BE A
13 FOLLOW-UP, AND THERE CAN BE A REPORT SUBMITTED TO AGENCIES
14 THAT WOULD REQUEST IT.

15 IF WE WANT THE MONITORING SYSTEM TO WORK,
16 THEN WE HAVE TO INFORM THE VICTIM BY A SUBSTANTIAL MEDIA
17 CAMPAIGN TO INFORM THEM. AND WE ALSO NEED THE POLICE
18 DEPARTMENT TO SYSTEMATICALLY INTEGRATE THE MONITORING
19 SYSTEM WITHIN THAT PROCEDURE.

20 THE ABOVE RECOMMENDATIONS COME FROM THE HUMAN
21 RELATIONS COMMISSION WITH INPUT OF THE VARIOUS CIVIL
22 RIGHTS ORGANIZATIONS. WE HOPE THAT THEY WILL BE
23 CONSIDERED BY THE ATTORNEY GENERAL IN THIS STUDY THAT IS
24 CURRENTLY DONE FOR HATE CRIME MONITORING.

25 FOR MORE COMPLETE UNDERSTANDING OF THIS

1 RECOMMENDATION, PLEASE REFER TO THE BROCHURE THAT I
2 SUBMITTED TO MS. ACOSTA.

3 THANK YOU.

4 MONSEIGNEUR BARRY: VERY GOOD.

5 ANY QUESTIONS OF SON?

6 HONORABLE RODRIGUEZ: YOUR SUGGESTION WAS THAT
7 THERE BE A HUMAN RELATIONS COMMANDER WITHIN THE POLICE
8 DEPARTMENT?

9 MR. LAM: YES.

10 HONORABLE RODRIGUEZ: I UNDERSTOOD YOU TO SAY THAT.
11 WHICH POLICE DEPARTMENT ARE YOU ADDRESSING?

12 MR. LAM: FROM THE NOTE THAT I HAVE HERE IT SEEMS
13 THAT AT THIS POINT THE COMMANDER HAS IT ONLY AS A
14 PART-TIME BASIS TO TAKE CARE OF HATE CRIME REPORTING.
15 LIKE I TOLD YOU EARLIER, I'M NOT QUITE FAMILIAR WITH THE
16 TOPIC, EXCEPT THAT I'M CONCERNED.

17 HONORABLE RODRIGUEZ: MY QUESTION IS, WHICH
18 DEPARTMENT ARE YOU ADDRESSING WHEN YOU SAY YOU WANT A
19 COMMANDER? L.A.?

20 MR. LAM: YES, FOR L.A.

21 MONSEIGNEUR BARRY: THE L.A. POLICE DEPARTMENT.

22 HONORABLE RODRIGUEZ: OKAY. THE REASON THAT I'M
23 ASKING IS THAT THERE'S PROBABLY A NEED AROUND THE STATE,
24 BUT ALL POLICE DEPARTMENTS ALWAYS POINT TO RESOURCES AND
25 SHORTAGE OF RESOURCES AND OTHER PRIORITIES. AND

1 DELEGATING THAT RESPONSIBILITY TO ONE PERSON ENTIRELY,
2 IT'S A MATTER OF RESOURCES --

3 MR. LAM: I UNDERSTAND.

4 HONORABLE RODRIGUEZ: -- AND YOU HAVE TO COPE WITH
5 THAT TOO.

6 MR. LAM: I'M HERE FOR LOS ANGELES SO --

7 HONORABLE RODRIGUEZ: OKAY. THANK YOU.

8 MONSEIGNEUR BARRY: THANK YOU, SON. APPRECIATE
9 THAT YOU'RE WITH US.

10 BETSY ROSENTHAL NOW FROM THE ANI-DEFAMATION
11 LEAGUE.

12 MS. ROSENTHAL: GOOD MORNING.

13 MONSEIGNEUR BARRY: GOOD TO HAVE YOU WITH US,
14 BETSY.

15 MS. ROSENTHAL: MONSEIGNEUR BARRY, MEMBERS OF THE
16 COMMISSION, MY NAME IS BETSY ROSENTHAL. I'M THE WESTERN
17 STATES CIVIL RIGHTS DIRECTOR FOR THE ANTI-DEFAMATION
18 LEAGUE OF B'NAI B'RITH.

19 THE ANTI-DEFAMATION LEAGUE APPRECIATES THE
20 OPPORTUNITY TO PROVIDE TESTIMONY ON BIAS CRIMES IN
21 CALIFORNIA. THE ADL HAS BEEN CLOSELY TRACKING ONE TYPE OF
22 HATE CRIME, ANTI-SEMITIC VANDALISM, SINCE 1960.

23 VANDALISM PERPETRATED AGAINST JEWISH
24 INDIVIDUALS OR INSTITUTIONS RANGES IN EXPRESSION FROM
25 SWASTIKA DAUBINGS ON SYNAGOGUES TO ARSON. SINCE 1979, THE

1 LEAGUE HAS PUBLISHED AN ANNUAL "AUDIT OF ANTI-SEMITIC
2 INCIDENTS" BASED ON DATA REPORTED TO ADL REGIONAL OFFICES
3 AROUND THE NATION.

4 THE 1988 AUDIT -- I BROUGHT A FEW COPIES TO
5 LEAVE WITH YOU -- REVEAL THE HIGHEST NUMBER OF ANTI-SEMITIC
6 INCIDENTS REPORTED IN MORE THAN FIVE YEARS. THE 1988
7 VANDALISM FIGURE REPRESENTED AN 18.5 PERCENT INCREASE OVER
8 THE NUMBER FOR 1987. THE 1988 HARASSMENT FIGURE, THE
9 SECOND HIGHEST IN ANY ADL SURVEY, REFLECTED A 41 PERCENT
10 INCREASE OVER 1987. THE LATTER FIGURE INCLUDES HARASSMENT,
11 THREATS AND ASSAULTS AGAINST JEWISH INDIVIDUALS, THEIR
12 PROPERTY AND THEIR INSTITUTIONS. ALTHOUGH THE NUMBER OF
13 THESE INCIDENTS IN CALIFORNIA DECREASED IN 1988 OVER 1987,
14 CALIFORNIA CONTINUES TO BE THE SECOND MOST ACTIVE STATE,
15 FOLLOWING ONLY NEW YORK.

16 A DISTURBING FINDING REVEALED IN ADL'S 1987
17 AND 1988 AUDITS WAS THAT A SIGNIFICANT NUMBER OF THESE
18 ACTS OF ANTI-SEMITIC VANDALISM WERE PERPETRATED BY YOUNG,
19 SHAVEN-HEADED MEMBERS OF NEO-NAZI SKINHEAD GANGS. THE
20 MOST RECENT TALLY TAKEN BY THE ADL SHOWS THAT SKINHEADS
21 HAVE BECOME ACTIVE IN SOME 31 STATES NATIONWIDE AND HAVE A
22 COMBINED MEMBERSHIP OF APPROXIMATELY 3,000.

23 PARALLELING THE INCREASE IN THEIR NUMBERS HAS
24 BEEN THE LEVEL OF VIOLENT ACTIVITY IN WHICH THEY HAVE
25 ENGAGED. THIS ACTIVITY RANGES FROM HEAVY VANDALISM OF

1 RELIGIOUS INSTITUTIONS, PARTICULARLY SYNAGOGUES, TO ASSAULT
2 ON MEMBERS OF MINORITY GROUPS TO MURDER.

3 THE ADL HAS RECENTLY COMPLETED ITS SURVEY --
4 I'VE ALSO BROUGHT COPIES OF THAT -- WHICH INDICATES THAT
5 TWO NEW TRENDS ARE ADDED TO THE DANGERS POSED BY RACIST
6 SKINHEADS: A GROWING PATTERN OF RECRUITMENT AND ACTIVITY
7 IN HIGH SCHOOLS AND THE ACQUISITION OF DEADLIER WEAPONRY
8 BY SKINHEADS. A NUMBER OF SCHOOLS IN CALIFORNIA HAVE
9 BECOME THE TARGETS OF SKINHEAD ACTIVITY. STRICT LAW
10 ENFORCEMENT IS THE MOST EFFECTIVE MEANS AVAILABLE FOR
11 DEALING WITH SKINHEAD VIOLENCE. ALTHOUGH CALIFORNIA HAS
12 EXCELLENT LAWS ON THE BOOKS CONCERNING HATE CRIMES, THIS
13 STATE HAS YET TO ENACT A STATUTE REQUIRING THE CENTRALIZED
14 REPORTING OF HATE CRIMES BY LAW ENFORCEMENT.

15 IN RESPONSE TO A DISTURBING TREND IN
16 ANTI-SEMITIC VANDALISM AND VIOLENCE, IN 1981 ADL'S LEGAL
17 AFFAIRS DEPARTMENT DRAFTED A MODEL HATE CRIMES BILL FOR
18 INTRODUCTION INTO STATE LEGISLATURES, WHICH INCLUDES A
19 DATA COLLECTION COMPONENT. AS YOU'RE PROBABLY AWARE, JUST
20 THIS WEEK THE UNITED STATES HOUSE OF REPRESENTATIVES VOTED
21 TO REQUIRE THE FBI TO COLLECT DATA ON HATE CRIMES.

22 THE CALIFORNIA DEPARTMENT OF JUSTICE IN ITS
23 1986 REPORT, AS YOU KNOW, CONCLUDED LEGISLATION TO MANDATE
24 THE COLLECTION OF BIAS CRIME DATA WOULD "PROVIDE
25 LEGISLATURES AND OTHER GOVERNING BODIES WITH INFORMATION

1 FOR THE DEVELOPMENT AND IMPLEMENTATION OF POLICY TO REDUCE
2 CRIMES MOTIVATED ALL OR IN PART BY RACE, ETHNICITY AND
3 RELIGION" AND "PROVIDE THE PUBLIC WITH INFORMATION WHICH
4 MAY LEAD TO A GREATER AWARENESS OF THE PROBLEMS OF BIGOTRY
5 AND PREJUDICE."

6 IN ADDITION, THE ESTABLISHMENT OF A
7 BIAS-CRIME REPORTING SYSTEM WOULD MORE CLEARLY DEMONSTRATE
8 TO THE COMMUNITY THAT LAW ENFORCEMENT OFFICIALS HAVE A
9 GENUINE INTEREST IN THE ISSUE OF BIAS CRIMES AND A STAKE
10 IN VIGOROUSLY PURSUING THE OFFENDERS. CALIFORNIA IS IN
11 NEED OF A LAW MANDATING THE REPORTING OF HATE CRIMES BY
12 ALL LAW ENFORCEMENT AGENCIES AND THE CENTRALIZED COLLECTION
13 OF DATA ON BIAS CRIMES.

14 THE FUNDAMENTAL CAUSE OF HATE VIOLENCE IN THE
15 UNITED STATES IS THE PERSISTENCE OF RACISM, BIGOTRY AND
16 ANTI-SEMITISM. UNFORTUNATELY, THERE ARE NO QUICK,
17 COMPREHENSIVE SOLUTIONS TO THIS PROBLEM, LEGISLATIVE OR
18 OTHERWISE. STATUTES WHICH PUNISH CRIMINAL CONDUCT
19 MOTIVATED BY PREJUDICE CAN BE AN IMPORTANT PART OF A
20 LONG-RANGE APPROACH TO THE PROBLEM OF BIAS CRIMES.

21 NONETHELESS, THE LONG-TERM SOLUTION TO RACISM
22 AND ANTI-SEMITISM IS EDUCATION AND EXPERIENCE, LEADING TO
23 BETTER UNDERSTANDING AND ACCEPTANCE OF DIVERSITY IN OUR
24 SOCIETY. IN GENE MORNELL'S TESTIMONY HE REFERRED TO "A
25 WORLD OF DIFFERENCE," A PROGRAM SPONSORED BY THE

1 ANTI-DEFAMATION LEAGUE. IT'S A SCHOOL MEDIA RELEASE
2 PROJECT DESIGNED TO REDUCE COMMUNITY RACIAL, ETHNIC AND
3 RELIGIOUS FRICTION.

4 IN ORDER TO CONTINUE THE IMPORTANT WORK BEGUN
5 BY THAT YEAR-LONG PROGRAM, THE ADL IS PRESSED TO THE
6 PASSAGE OF A BILL IN CALIFORNIA, WHICH WOULD IMPLEMENT A
7 NONMANDATORY PILOT PROGRAM FOR PREJUDICE REDUCTION
8 EDUCATION IN THE PUBLIC SCHOOLS. ASSEMBLY BILL 920 HAS
9 ENJOYED OVERWHELMING BIPARTISAN SUPPORT AND IS SCHEDULED
10 TO COME BEFORE THE CALIFORNIA SENATE EDUCATION COMMITTEE
11 ON JULY 5TH. THE BILL CARRIED BY SENATOR ED DAVIS WOULD
12 CREATE A PILOT COURSE TO BE TESTED IN THREE SCHOOL
13 DISTRICTS, REFLECTING THE STATE'S ETHNIC DIVERSITY.

14 ASIDE FROM THE ADL'S SUPPORT, THE BILL HAS
15 ALSO BEEN ENDORSED BY THE UNITED TEACHERS OF LOS ANGELES,
16 THE CALIFORNIA SCHOOL BOARD ASSOCIATION, THE N.A.A.C.P.,
17 THE ASIAN PACIFIC AMERICAN LEGAL CENTER AND THE MEXICAN
18 AMERICAN LEGAL DEFENSE AND EDUCATION FUND, ORGANIZATIONS
19 WHICH WILL HELP TO DEVELOP THE COURSE.

20 THE ADL RESPECTFULLY REQUESTS YOUR SUPPORT IN
21 SEEKING THE PASSAGE OF THIS IMPORTANT LEGISLATION AND ALSO
22 IN THE ENACTMENT OF A BIAS CRIME REPORTING STATUTE FOR THE
23 STATE OF CALIFORNIA.

24 I WILL LEAVE WITH YOU TODAY COPIES OF A
25 BOOKLET ON ADL'S MODEL LEGISLATION CONCERNING HATE CRIMES,

1 OUR MOST RECENT SURVEY ON THE SKINHEADS AND ALSO OUR 1988
2 AUDIT OF ANTI-SEMITIC INCIDENTS.

3 AGAIN, ON BEHALF OF THE ANTI-DEFAMATION
4 LEAGUE, THANK YOU FOR AFFORDING US THIS OPPORTUNITY TO
5 PROVIDE COMMENTS ABOUT THE PROBLEM OF BIAS CRIMES IN THIS
6 STATE.

7 MONSEIGNEUR BARRY: THANK YOU VERY MUCH, BETSY.

8 ANY OTHER QUESTIONS?

9 HONORABLE RODRIGUEZ: JUST A BRIEF QUESTION
10 REGARDING THE SKINHEADS. HAVE YOU FOUND IN YOUR RESEARCH
11 THAT THERE'S ANY CENTRALIZED LOCATION IN THE STATE AS
12 OPPOSED TO --

13 MS. ROSENTHAL: THE STATE OF CALIFORNIA?

14 HONORABLE RODRIGUEZ: YES.

15 MS. ROSENTHAL: NO. I MEAN, THEY REALLY ARE ACTIVE
16 THROUGHOUT THE STATE, HOWEVER, PRIMARILY IN SOUTHERN
17 CALIFORNIA. THAT'S WHERE WE'VE SEEN THE GREATEST PROBLEM
18 WITH SKINHEADS. THE MAJORITY OF THEM ARE HERE. A LOT OF
19 THEM SORT OF -- MANY OF THEM HAVE FORMED A CLOSE ALLIANCE
20 WITH TOM METZGER, WHO'S BASED IN FALLBROOK, WHICH IS NEAR
21 SAN DIEGO. MANY OF THEM SORT OF HANG OUT IN THAT AREA.

22 HONORABLE RODRIGUEZ: IS THERE ANY LOCATION IN THE
23 NATION WHERE THERE'S KIND OF A --

24 MS. ROSENTHAL: LARGE CONCENTRATION?

25 HONORABLE RODRIGUEZ: -- LARGE CONCENTRATION?

1 MS. ROSENTHAL: WELL, ACTUALLY, IN THE WESTERN
2 STATES WE'VE SEEN THE LARGEST CONCENTRATION OF SKINHEADS.
3 BUT OUR RECENT SURVEY SHOWED THE GREATEST GROWTH IN TERMS
4 OF A MOVEMENT OCCURRED IN THE SOUTHEASTERN STATES OF THE
5 UNITED STATES. BUT AS IN PAST YEARS, CALIFORNIA AND THE
6 OTHER WESTERN STATES CONTINUES TO BE THE SITE OF THE
7 GREATEST CONCENTRATION OF SKINHEAD ACTIVITY.

8 MONSEIGNEUR BARRY: THANK YOU VERY MUCH, BETSY.

9 JOHN FLEMING IS HERE FROM THE COMMISSION ON
10 AGING AND JUST WANTED TO SAY A WORD IN THE MORNING
11 SESSION. WE APPRECIATE HIM.

12 FINE, JOHN. WELCOME ABOARD.

13 MR. FLEMING: THANK YOU.

14 MY NAME IS JOHN FLEMING. I'M A MEMBER OF
15 THE CALIFORNIA COMMISSION ON AGING. AND I'M HERE SIMPLY
16 TO OFFER THE COMMISSION ON AGING'S SUPPORT IN YOUR EFFORTS
17 IN THIS AREA OF ETHNIC, RELIGIOUS AND MINORITY VIOLENCE.

18 I COME FROM A LAW ENFORCEMENT BACKGROUND.
19 I'VE BEEN A MEMBER OF THE LOS ANGELES COUNTY SHERIFFS
20 DEPARTMENT FOR 24 AND A HALF YEARS. OF COURSE, I'VE BEEN
21 RETIRED FOR A VERY LONG TIME, BUT I BRING THAT EXPERTISE
22 TO THE COMMISSION FROM A LAW ENFORCEMENT POINT OF VIEW.
23 AND THIS DEFINITELY TIES IN WITH SOME OF MY BACKGROUND.

24 SO ANY ASSISTANCE THAT THE COMMISSION MIGHT
25 GIVE YOU, JUST DON'T HESITATE TO ASK. I AM A MEMBER OF

1 THE EXECUTIVE COMMITTEE OF THAT COMMISSION AND ALSO AM THE
2 CHAIRMAN OF SENIOR PROGRAMS AND ISSUES, WHICH INCLUDES THE
3 LEGISLATIVE ADVOCATION FOR WHAT WE GET INVOLVED IN.

4 SO PLEASE KEEP US POSTED ON WHAT YOU'RE
5 DOING. AND WE HAVE ANOTHER COMMISSIONER HERE, BETTY
6 KOZASA -- I MIGHT HAVE MISPRONOUNCED THAT -- WHO IS ALSO
7 REPRESENTING THE AREA COUNCIL ON AGING. SO I'M SURE SHE
8 WILL BE MOST INFORMATIVE FOR YOU.

9 SO THANK YOU VERY MUCH FOR YOUR TIME. I JUST
10 WANTED TO SAY HELLO.

11 MONSEIGNEUR BARRY: THANK'S VERY MUCH, JOHN. GLAD
12 TO HAVE YOU AROUND.

13 JUST ABOUT TIME FOR THE BREAK NOW. SO WHY
14 DON'T WE STAND AND STRETCH FOR A FEW MINUTES. WE'LL COME
15 BACK IN ABOUT 10 MINUTES AND CONTINUE THE HEARING. RAMIRO
16 REYES IS GOING TO COME ON THIS MORNING, AND THEN WE'LL GO
17 ON TO TAKE THE REGULAR ORDER.

18 (RECESS.)

19 MS. MERCADO: I HAVE A SHORT STATEMENT THAT I'D
20 LIKE TO READ INTO THE RECORD IF I MAY. THIS IS FROM PRANY
21 SANANIKONE, THE REPRESENTATIVE FROM THE ASIAN/PACIFIC
22 ISLANDER ADVISORY COMMITTEE.

23 "I JUST CAME BACK FROM A FEW DAYS IN
24 FRESNO WHERE I WORKED CLOSELY WITH THE
25 REFUGEE COMMUNITY THERE. IN VIEW OF THE

1 TREMENDOUS INCREASE IN THE NUMBER OF HATE
2 CRIMES AGAINST THESE NEWLY ARRIVED IMMIGRANTS,
3 I STRONGLY RECOMMEND THAT A HEARING BE
4 CONDUCTED IN FRESNO AND/OR STOCKTON.

5 AS A MATTER OF FACT, AS COMMUNITY LEADERS
6 AND MYSELF GATHERED TO DISCUSS COMMUNITY NEED
7 ASSESSMENTS, ONE OF THE CARS BELONGING TO ONE
8 OF OUR MEMBERS WAS BROKEN INTO, THE SEATS
9 SLASHED, THE WIRING SYSTEM CUT OFF AND THE
10 DASHBOARD BROKEN.

11 WE COULD NOT THINK OF ANY OTHER REASON
12 FOR SUCH AN ACT OTHER THAN IT WAS RACIALLY
13 MOTIVATED.

14 AND THE BIGGEST OF ALL CRIMES, AS YOU
15 KNOW, AMONG THESE IMMIGRANTS IS THAT THEY DO
16 NOT REPORT CRIMES AFFECTING THEM DIRECTLY OR
17 INDIRECTLY.

18 I'LL BE HAPPY TO ASSIST IN ANY WAY THAT
19 I CAN.

20 PRANY SANANIKONE."

21 AND I WILL FOLLOW UP WITH HIM.

22 MONSEIGNEUR BARRY: VERY GOOD. THANK YOU VERY
23 MUCH.

24 RAMIRO REYES IS HERE FROM THE STATE
25 DEPARTMENT OF EDUCATION. WE HAVE YOU SCHEDULED FOR THIS

1 AFTERNOON, BUT WE'LL SQUEEZE YOU IN THIS MORNING AND ARE
2 DELIGHTED TO HAVE YOU.

3 DR. REYES: WELL, THANK YOU VERY MUCH.

4 AS YOU INDICATED, I AM RAMIRO REYES. I'M AN
5 ASSISTANT SUPERINTENDENT OF PUBLIC INSTRUCTION WITH THE
6 CALIFORNIA DEPARTMENT OF EDUCATION IN SACRAMENTO. AND I
7 REALLY APPRECIATE THE OPPORTUNITY TO CHAT WITH THIS
8 COMMISSION BRIEFLY THIS MORNING.

9 YOU SHOULD KNOW THAT THE GENTLEMAN THAT WAS
10 GOING TO BE HERE IS DR. REUBEN BURKE, WHOM SOME OF YOU
11 REMEMBER FROM HIS WORK WITH THE COMMISSION BEFORE. SO IF
12 THERE ARE SOME SPECIFIC QUESTIONS THAT YOU MIGHT HAVE
13 AFTER I READ THIS BRIEF TESTIMONY, I WOULD LIKE VERY MUCH
14 TO INVITE YOU TO WRITE THEM DOWN AND HAVE MARTY OR LOLA
15 DIRECT THEM TO ME. AND I WILL GET RESPONSES SHOULD I NOT
16 BE ABLE TO RESPOND TO THEM HERE THIS MORNING.

17 I WILL BE BRIEFLY HIGHLIGHTING ACTIVITIES,
18 CURRICULUM AND CRIME DATA COLLECTED, WHICH DOES OR COULD
19 SERVE THE REDUCTION OF VIOLENCE DIRECTED TOWARDS
20 MINORITIES. THERE'S A VARIETY OF THINGS THAT HAVE BEEN
21 DONE AND ARE BEING DONE BY THE STATE DEPARTMENT OF
22 EDUCATION TO REDUCE THE INCIDENTS OF CAMPUS VIOLENCE,
23 GENERALLY, AND VIOLENCE AGAINST PEOPLE OF COLOR,
24 SPECIFICALLY. I WILL BE USING THE TERM PEOPLE OF COLOR
25 BECAUSE TODAY, AS WE SPEAK AS A MATTER OF FACT, THE

1 NONWHITE STUDENTS MAKE UP THE MAJORITY OF OUR K-12
2 ENROLLMENT IN THE STATE OF CALIFORNIA.

3 FOR THOSE OF YOU THAT ARE INTERESTED IN
4 STATISTICS, THE K-12 ENROLLMENT IN OUR SCHOOLS -- AND WE
5 HAVE ABOUT 1,129 SCHOOL DISTRICTS -- IS 4.6 MILLION. AND
6 JUST AS RECENTLY AS LAST APRIL, THE NUMBERS OF NONWHITE
7 STUDENTS, MEMBERS OF ETHNIC AND RACIAL MINORITIES MAKE UP
8 A LITTLE OVER 51 PERCENT OF THE 4.6 MILLION.

9 OF INTEREST TO YOU MIGHT ALSO BE THAT ONE OF
10 THE LARGEST GROUPS OF THAT GROUP ARE THE HISPANICS. WE
11 ARE LOOKING AT ABOUT 1.4 MILLION AND GROWING.

12 THE STATE DEPARTMENT OF EDUCATION'S 1988
13 "HISTORY AND SOCIAL SCIENCE FRAMEWORK" STATES AS A PURPOSE
14 THAT "WE WANT STUDENTS TO SEE THE CONNECTION BETWEEN IDEAS
15 AND BEHAVIOR, BETWEEN THE VALUES AND IDEALS THAT THE
16 PEOPLE HOLD AND THE ETHICAL CONSEQUENCES OF THOSE BELIEFS.

17 THE DOCUMENT ALSO ADDS THAT WE WANT OUR
18 STUDENTS TO LEARN ABOUT THE CULTURES, SOCIETIES AND
19 ECONOMIC SYSTEMS THAT PREVAIL IN OTHER PARTS OF THE WORLD
20 AND TO RECOGNIZE THE POLITICAL AND CULTURAL BARRIERS THAT
21 DIVIDE PEOPLE AS WELL AS THE COMMON HUMAN QUALITIES THAT
22 UNITE THEM."

23 LOLA TALKED WITH ME PRIOR TO COMING HERE, AND
24 SHE ASKED IF WE HAD MADE ANY CONNECTION WITH
25 RECOMMENDATIONS MADE BY THIS COMMISSION ON THE K-12

1 CURRICULUM STANDARDS THAT YOU RECEIVED SEVERAL YEARS AGO.
2 I TRIED TO EXPLAIN TO HER ON THE PHONE, WHICH I WILL
3 NOW SHARE WITH YOU AS WELL, THAT THE CURRICULUM STANDARDS
4 THAT YOU RECEIVED SEVERAL YEARS 'AGO BECAME THE BASE OF
5 MANY CURRICULUM FRAMEWORKS THAT WE HAVE DEVELOPED IN THE
6 LAST THREE OR FOUR YEARS.

7 ONE OF THOSE FRAMEWORKS IS IN HISTORY AND
8 SOCIAL SCIENCE FRAMEWORK, INTO WHICH, YOU KNOW, MAY HAVE
9 BEEN MANY OF YOUR RECOMMENDATIONS AND OTHERS THAT WERE
10 MADE TO ASSIST US AS WE DEVELOPED SOME DOCUMENTS THAT ARE
11 BASED ON THE CURRICULUM, MODEL CURRICULUM FRAMEWORKS.

12 SO I WILL LEAVE THIS COPY WITH YOU. AND THIS
13 IS THE FRAMEWORK FROM WHICH I'VE JUST QUOTED. TWO OF THE
14 MAJOR GOALS OF THE HISTORY-SOCIAL SCIENCE, K-12 CURRICULUM
15 FRAMEWORK ARE: ONE, KNOWLEDGE AND CULTURAL UNDERSTANDING,
16 AND, TWO, DEMOCRATIC UNDERSTANDING AND CIVIC VALUES. BOTH
17 ARE CRITICAL TO STOPPING VIOLENCE AGAINST PEOPLE OF COLOR
18 AND OTHER MINORITY GROUPS.

19 THE FRAMEWORK ALSO CALLS ON STUDENTS TO BE
20 CULTURALLY LITERATE, STATING THAT THEY MUST "UNDERSTAND
21 THE RICH, COMPLEX NATURE OF A GIVEN CULTURE: ITS HISTORY,
22 GEOGRAPHY, POLITICS, LITERATURE, ART, DRAMA, MUSIC, DANCE,
23 LAW, RELIGION, PHILOSOPHY..." ET CETERA, ET CETERA, ET
24 CETERA.

25 THE DOCUMENT FURTHER STATES THAT ATTENTION

1 "SHOULD BE GIVEN TO THE CULTURE'S HISTORICAL, ECONOMIC AND
2 POLITICAL DEVELOPMENTS, INCLUDING NATION BUILDING, ACROSS
3 TIME."

4 ONE OF THE SUGGESTIONS THAT THIS COMMISSION
5 HAD MADE WAS, WERE WE EMPHASIZING WHAT MEMBERS OF ETHNIC
6 AND RACIAL MINORITIES CONTRIBUTED, YOU KNOW, TOWARDS THE
7 DEVELOPMENT OF THIS WONDERFUL NATION OF OURS, AND
8 SPECIFICALLY, YOU KNOW, THE DEVELOPMENT OF OUR BEAUTIFUL
9 STATE OF CALIFORNIA. THE FRAMEWORK EMPHASIZES A NEED TO
10 DOCUMENT THE CONTRIBUTIONS.

11 "DISRUPTIVE CONFLICT IN SCHOOLS:
12 PREPAREDNESS-PREVENTION-INTERVENTION-RESOLUTION" IS A
13 DOCUMENT THAT IS BEING DEVELOPED BY THE DEPARTMENT AND IS
14 A GOOD EXAMPLE OF WHAT WE HAVE BEEN DOING TO ADDRESS THE
15 ISSUES THAT BRING US HERE TODAY. THE IMPETUS OF THE
16 DOCUMENT IS TWOFOLD.

17 FIRST, IS THE INCREASE IN VIOLENCE DONE TO
18 PEOPLE OF COLOR IN RECENT YEARS. AS AN EXAMPLE, THE 1987
19 GALLUP POLL OF ADULT AMERICANS FOUND "A BROAD PATTERN OF
20 PREJUDICE AGAINST DIVERSE RELIGIONS AND ETHNIC MINORITIES
21 AND THOSE WITH UNCONVENTIONAL LIFE STYLES." AND THE
22 HEADLINES GO ON AND ON. YOU HAVE HEARD HERE THIS MORNING
23 THROUGH THE VARIOUS TESTIMONY THAT HAS BEEN PRESENTED TO
24 YOU.

25 THE SECOND IMPETUS FOR THE DOCUMENT IS THE

1 REQUESTS AND ENCOURAGEMENT FROM EDUCATORS IN THE FIELD FOR
2 US TO PROVIDE THEM WITH ASSISTANCE IN HANDLING CHANGING
3 DEMOGRAPHICS AND IN ADDRESSING THE REALITY THAT THERE ARE
4 ETHNIC MINORITY COMMUNITIES NOT UNDERGOING DEMOGRAPHIC
5 CHANGE IN WHICH STUDENTS ARE EXPERIENCING THE SAME KIND OF
6 DISCRIMINATION THEIR PARENTS EXPERIENCED.

7 SO THE DOCUMENT IS DESIGNED TO ACCOMPLISH
8 BASICALLY TWO THINGS FOR SCHOOL SITE ADMINISTRATORS.

9 1. HELP THEM ANALYZE AND PREVENT DISRUPTIVE
10 CONFLICT IN SCHOOLS, PARTICULARLY THE KIND THAT LEADS TO
11 VANDALISM AND VIOLENCE.

12 2. HELP THEM DO SOMETHING ABOUT EXISTING
13 DISRUPTIVE CONFLICT BEFORE IT GETS WORSE. THE DOCUMENT
14 DESCRIBES THREE MAJOR POINTS OF VIEW ABOUT PUBLIC SCHOOLS
15 AND THE, QUOTE, RIGHT, UNQUOTE, WAY TO RESPOND TO PRESSURE
16 FOR CHANGE ACCORDING TO EACH OF THOSE POINTS OF VIEW.

17 THESE DIFFERENT POINTS OF VIEW CAN WORSEN
18 CONFLICT BECAUSE THEY SOMETIMES CALL FOR VASTLY DIFFERENT
19 RESPONSES AS THE, QUOTE, CORRECT, UNQUOTE, RESPONSE.

20 THE DOCUMENT DESCRIBES HOW DIVERGENT
21 PERCEPTIONS TO THE PROBLEM AND ITS ELEMENTS CAN ADD TO THE
22 CONFLICT A SCHOOL ADMINISTRATION IS TRYING TO KEEP FROM
23 BEING VIOLENT AND OTHERWISE DISRUPTIVE.

24 DIFFERENT POINTS OF VIEW WILL SEE DISRUPTIVE
25 CONFLICT, EVEN VIOLENT ACTION, DIFFERENTLY ACCORDING TO

1 CAUSE, POINT OF ORIGIN, DURATION, SCOPE, DEGREE OF
2 AWARENESS, GENESIS AND LOCATION OF RESOLUTION.

3 THEREFORE, THE DOCUMENT WILL ALSO HELP SCHOOL
4 ADMINISTRATORS IDENTIFY BEHAVIOR INDICATING EACH OF FOUR
5 ESCALATING STATES OF CONFLICT. ADMINISTRATORS ARE GIVEN
6 INSIGHT TO BEHAVIOR INDICATING AWARENESS OF
7 INCONSISTENCIES, RISING TENSIONS, PRESSURE TO RESOLVE
8 INCONSISTENCIES, AND VIOLENCE AND VANDALISM TO DICTATE A
9 SOLUTION.

10 A CONCEPT OF CONFLICT MANAGEMENT TEAMS IS
11 DESCRIBED IN THE DOCUMENT AND, ALONG WITH THE ANALYTICAL
12 TOOLS DESCRIBED ABOVE, IT IS APPLIED TO A STORY OF
13 CONFLICT FOR SOME HISPANIC STUDENTS AND THEIR FAMILIES.

14 THE SHORT STORY IS TECHNICALLY FICTION, BUT
15 IT ENABLES US TO SPELL OUT THE KIND OF COMPLAINTS WE GET
16 WITHOUT MAKING IT NECESSARY TO NAME INDIVIDUALS, SCHOOLS
17 OR DISTRICTS. AND THAT'S OUR WAY TO INDICATE THAT AS WE
18 COLLECT DATA FROM THE DIFFERENT SCHOOLS, AS WE RESPOND TO
19 REQUESTS FOR ASSISTANCE BY SCHOOLS, THAT SUCH INCIDENTS
20 ARE PREVALENT IN OUR SCHOOLS TODAY.

21 THE DOCUMENT STRONGLY EMPHASIZES THE NEED TO
22 UNDERSTAND CULTURE IN ORDER TO PRECLUDE VIOLENCE AGAINST
23 PEOPLE OF COLOR. THE INTERGROUP RELATIONS OFFICE OF THE
24 DEPARTMENT OF EDUCATION HAS PRODUCED A DOCUMENT ENTITLED
25 "IMPROVING THE HUMAN ENVIRONMENT OF SCHOOLS," PUBLISHED IN

1 1987 BY THE STATE DEPARTMENT OF EDUCATION. THIS COULD
2 VERY WELL BE CONSIDERED A DIRECT RESPONSE TO ONE OF THE
3 RECOMMENDATIONS THAT WERE MADE IN THE DOCUMENT THAT THIS
4 COMMISSION WROTE AND PUBLISHED. THIS DOCUMENT AND THE
5 TRAINING PROVIDED BY THE INTERGROUP RELATIONS OFFICE IS IN
6 CONSTANT USE AND "DISRUPTIVE CONFLICT IN SCHOOLS:
7 PREPAREDNESS-PREVENTION-INTERVENTION-RESOLUTION" IS
8 CAREFULLY TIED TO IT. THAT IS THE DOCUMENT THAT WE ARE
9 CURRENTLY WRITING AND WILL BE PUBLISHED SOON.

10 ADDITIONALLY, THE STATE DEPARTMENT OF
11 EDUCATION CONSTANTLY PURSUES THE SCORES OF COMPLAINTS
12 ALLEGING DISCRIMINATION RECEIVED EACH YEAR. AS A RESULT
13 OF THOSE INVESTIGATIONS, RECOMMENDATIONS FOR IMPROVEMENT
14 GO TO THE DISTRICTS INVOLVED. INTERGROUP RELATIONS OFFICE
15 ALSO DOES ASSESSMENTS OF THE INTERGROUP ENVIRONMENT IN
16 SCHOOL DISTRICTS UPON REQUESTS FROM A DISTRICT. LAST
17 YEAR, FOR EXAMPLE, A PARTICULAR DISTRICT -- AND THIS WAS
18 IN THE VALLEY WHERE YOU'VE BEEN INVITED TO HOLD A HEARING
19 OR IN THE COUNTY WE JUST READ --

20 MS. MERCADO: FRESNO.

21 DR. REYES: FRESNO OR SOMEPLACE. WHERE
22 WAS I? A PARTICULAR DISTRICT, EXEMPLARY IN MULTIPLE WAYS,
23 ASKED US TO DO AN ASSESSMENT. THE ARYAN NATIONS AND THE
24 KU KLUX KLAN WERE BOTH OPERATING IN THE COMMUNITY, AND
25 MEMBERS OF THE AFRICAN-AMERICAN COMMUNITY WERE UPSET ABOUT

1 TREATMENT OF AFRICAN-AMERICAN STUDENTS IN THE DISTRICT.

2 AFTER A THREE-DAY ASSESSMENT, INTERGROUP
3 RELATIONS MADE SEVERAL RECOMMENDATIONS TO THE
4 SUPERINTENDENT OF THAT DISTRICT. HE IMPLEMENTED THOSE
5 RECOMMENDATIONS, AND THE PROBLEMS ARE BEING HANDLED.

6 THIS WAS A PARTICULAR INCIDENT WHERE THE
7 DISTRICT HAD THE FORESIGHT, YOU KNOW, TO INVOLVE AN
8 OUTSIDE AGENCY TO ASSIST THEM, TO PREVENT SOMETHING FROM
9 HAPPENING THAT COULD HAVE BEEN QUITE COSTLY IN TERMS OF
10 PHYSICAL DAMAGE AND OTHER DAMAGE TO PEOPLE AND EVEN
11 PROPERTY. WE WILL BEGIN ANOTHER ASSESSMENT OF A SCHOOL
12 DISTRICT IN OCTOBER 1989.

13 ADDITIONALLY, THE DEPARTMENT OF EDUCATION HAS
14 PUBLISHED AND DISSEMINATED "SUICIDE PREVENTION PROGRAM FOR
15 CALIFORNIA PUBLIC SCHOOLS." THE DOCUMENT PROVIDES SCHOOL
16 PERSONNEL WITH AN IMPLEMENTATION AND RESOURCE GUIDE, A
17 LESSON GUIDE FOR GRADES 9 THROUGH 12, A GUIDE FOR STAFF
18 AWARENESS IN-SERVICE TRAINING AND A GUIDE FOR PARENT
19 AWARENESS MEETINGS.

20 THE DOCUMENT POINTS OUT THAT "SCHOOL PEOPLE
21 SHOULD BE AWARE THAT THERE ARE CULTURAL DIFFERENCES IN HOW
22 YOUNG PEOPLE HANDLE TOPICS SUCH AS SUICIDE AND HOW WILLING
23 THEY ARE TO DISCUSS THEIR FEELINGS OPENLY."

24 FOR EXAMPLE, THE DOCUMENT POINTS OUT THAT
25 "ASIANS, HISPANICS AND NATIVE AMERICANS, IN PARTICULAR,

1 MAY BE MORE PRIVATE ABOUT THEIR FEELINGS AND MORE RETICENT
2 ON THE TOPIC THAN OTHER GROUPS." THE DOCUMENT ALSO MAKES
3 IT CLEAR THAT IT IS IMPORTANT TO RESPECT THE CULTURAL
4 STYLE OF EACH INDIVIDUAL IN YOUR CLASS.

5 THE DOCUMENT ALSO REMINDS EDUCATORS THAT
6 "YOUNG PEOPLE WHO ARE EXCLUDED FROM GROUPS, TEASED OR
7 OTHERWISE SINGLED OUT... ARE UNDER ADDITIONAL STRESS THAT
8 CAN LEAD TO A SUICIDAL CRISIS."

9 FURTHER, OUR 1988 MODEL CURRICULUM FOR HUMAN
10 RIGHTS AND GENOCIDE -- SOME OF YOU MIGHT BE INTERESTED IN
11 THAT DOCUMENT. AND YOU'RE WELCOME, MARTY, TO REQUEST IT
12 FROM US -- POINTS OUT ON ITS VERY FIRST PAGE THAT
13 "GENOCIDE IS THE DENIAL TO GROUPS OF THE RIGHT TO LIVE AND
14 THE DELIBERATE DESTRUCTION OF RACIAL, ETHNIC, NATIONAL, OR
15 RELIGIOUS GROUPS."

16 THE MODEL POINTS UP THE FOLLOWING AS EXAMPLES
17 OF EXTREME VIOLATION OF HUMAN RIGHTS:

- 18 . SLAVERY OF BLACK PEOPLE
- 19 . CHINESE EXCLUSION ACT OF 1882 IN
20 CALIFORNIA
- 21 . FORCED RELOCATION OF JAPANESE AMERICANS
22 DURING WORLD WAR II ON THE WEST COAST OF
23 THE UNITED STATES
- 24 . DISCRIMINATION AGAINST BLACKS, ASIANS,
25 HISPANICS, AMERICAN INDIANS, WOMEN, THE

1 HANDICAPPED, AND HOMOSEXUALS IN THE UNITED
2 STATES AND SO ON AND SO ON.

3 THE DOCUMENT HAS AS ONE OF ITS OBJECTIVES,
4 FOR EXAMPLE, THAT "STUDENTS WILL BE ABLE TO CITE EXAMPLES
5 OF RECENT AND PAST VIOLATIONS OF HUMAN RIGHTS IN THE
6 UNITED STATES AS WELL IN OTHER NATIONS." THE DOCUMENT
7 CANDIDLY PURSUES AN UNDERSTANDING OF SHAMEFUL OFFICIAL AND
8 UNOFFICIAL VIOLATIONS OF HUMAN RIGHTS IN OUR COUNTRY.

9 THE REASON I CHOSE TO SHARE THAT WITH YOU IS
10 THAT THIS IS SOMETHING VERY, VERY NEW AND VERY SPECIAL FOR
11 THE DEPARTMENT OF EDUCATION TO UNDERTAKE, TO TALK TO
12 DISTRICTS IN THAT WAY.

13 MS. MERCADO: CAN I STOP YOU JUST A MINUTE,
14 DR. REYES.

15 THIS IS THE DOCUMENT THAT DAVID KASSOY,
16 COMMISSIONER KASSOY HAD ASKED ABOUT, AS TO WHAT HAD BEEN
17 DONE TO IMPLEMENT OUR RECOMMENDATIONS. WOULD YOU MAKE
18 SURE -- AND MAY I ASK YOU TO SEND US A COPY OF THAT
19 BECAUSE WE HAVE REQUESTED IT IN THE PAST AND, FOR SOME
20 REASON, WE'VE NOT BEEN ABLE TO GET A COPY.

21 DR. REYES: WELL, BECAUSE YOU DIDN'T ASK ME.

22 MS. MERCADO: OH, ALL RIGHT. I'M ASKING.

23 DR. REYES: I WON'T EVEN CHARGE YOU, MARTY. I'LL
24 SEND YOU A COPY OF THAT VERY QUICKLY. I JUST ASSUMED YOU
25 HAD IT.

1 MS. MERCADO: NO.

2 DR. REYES: OTHERWISE -- I SENT SOME DOCUMENTS TO
3 YOUR OFFICE YESTERDAY, OR YOU HAD IT PICKED UP. BUT I'D
4 BE GLAD TO DO THAT.

5 MS. MERCADO: THANK YOU.

6 DR. REYES: IT'S A GOOD DOCUMENT.

7 AND FINALLY, IN ADDITION TO THE INTERGROUP
8 RELATIONS AND CURRICULAR WORK, THE STATE DEPARTMENT OF
9 EDUCATION ALSO COLLECTS CRIME DATA PERTINENT TO THE
10 STOPPING OF VIOLENCE. AT THIS TIME, HOWEVER, THE DATA IS
11 REPORTED BY TYPE, FOR EXAMPLE, IN NUMBERS OF ASSAULTS,
12 BATTERY, ET CETERA, AND BY THE SCHOOL PERSONNEL ROLE OF
13 THE VICTIM -- AS AN EXAMPLE TO WHOM THIS HAPPENS, A
14 STUDENT, AN ADMINISTRATOR AND SO ON AND SO ON.

15 BUT WE ARE LACKING IN GATHERING DATA AS TO
16 HOW MANY OF THESE MIGHT HAVE BEEN DIRECTED AT INDIVIDUALS
17 BECAUSE OF THEIR ETHNIC, RACIAL OR DIFFERENT LIFE STYLE.
18 AND WE ARE WORKING TOWARD THAT END.

19 I WILL CONCLUDE WITH THAT AND, AS I INDICATED
20 EARLIER, WILL ATTEMPT TO RESPOND TO YOUR QUESTIONS SHOULD
21 YOU HAVE ANY. AND IF I CANNOT, I WILL BE VERY QUICK TO
22 TELL YOU I DON'T KNOW. BUT I WILL RESPOND IF YOU GIVE ME
23 THE QUESTIONS IN WRITING. AND I'LL ANSWER THEM THAT WAY.

24 MONSEIGNEUR BARRY: VERY GOOD.

25 MS. MERCADO: MAY I FOLLOW UP AGAIN ON THE SCHOOL

1 CRIMES REPORT. YOU WILL RECALL WE HAD REQUESTED WHEN WE
2 MET WITH SUPERINTENDENT HONIG THAT THAT REPORT BE REVISED
3 TO HAVE A BREAKDOWN OF INCIDENTS THAT WERE RACIALLY
4 MOTIVATED. HE WAS RECEPTIVE TO THE IDEA AND, AS I
5 UNDERSTOOD IT, WAS TO DIRECT STAFF TO IN FACT REVISE THAT
6 REPORT THE NEXT TIME IT WAS UP FOR REVISION. AND I GUESS
7 I'M ASKING YOU WHAT THE STATUS OF THAT IS? YOU'VE
8 INDICATED YOU'RE MOVING TOWARDS THAT END.

9 DR. REYES: THE STATUS IS THAT IT IS BEING
10 EVALUATED FOR CHANGE. WHETHER THAT CHANGE WILL OCCUR IN
11 IT OR NOT, MARTY, I CAN'T ANSWER THAT. BUT I CAN FIND
12 OUT.

13 MONSEIGNEUR BARRY: YES, IRMA.

14 MS. CASTRO: I HAVE A COMMENT, AND IT BASICALLY HAS
15 TO DO WITH WHAT I BELIEVE IS A CONTRADICTION, WHICH IS IN
16 INSTITUTIONAL BEHAVIOR VIS-A-VIS THE INDIVIDUAL HUMAN
17 RELATIONS EDUCATIONAL CURRICULA.

18 IT HAS BEEN APPARENT THAT SCHOOLS IN MANY
19 CASES TREAT STUDENTS DIFFERENTIALLY DEPENDING ON COLOR,
20 PARTICULARLY THEIR CULTURAL BACKGROUND. AND THAT SHOWS UP
21 IN THINGS LIKE TEACHER EXPECTATION, DISCIPLINE, RETENTION
22 RATES AND DROP-OUT RATES, IN ASSESSMENT AND TESTING OF
23 STUDENTS, ET CETERA. AND THEN ON THE OTHER HAND, WE DO
24 HUMAN RELATIONS AND CULTURAL TRAINING AND KIND OF WHAT I
25 ALMOST WOULD SAY IN SOME WAYS IS A FLUFF PIECE SAYING THAT

1 THAT ALL STUDENTS SHOULD BE EQUAL. YET THE INSTITUTION
2 ITSELF BEHAVES IN A WAY WHICH INDICATES THAT STUDENTS ARE
3 NOT EQUAL. AND IT IS A CONTRADICTION ESPECIALLY AS WE ARE
4 TRYING TO DEAL WITH HOW DO WE DEMONSTRATE TO STUDENTS THAT
5 IN FACT PEOPLE ARE EQUAL AND DESERVE AN EQUAL CHANCE. I
6 SAY THAT BECAUSE I THINK CERTAINLY IT MERITS THE LOOK OF
7 THE STATE DEPARTMENT OF EDUCATION TO LOOK AT THAT
8 PARTICULAR KIND OF CONTRADICTION BECAUSE TO CONTINUE TO
9 RECOMMEND CURRICULUM WHICH, IN FACT, CONTRADICTS THE
10 BEHAVIOR OF THE INSTITUTION, THEN IT STARTS TO BECOME
11 MERELY ANOTHER WAY TO SPEND MONEY AND NOT A WAY TO CORRECT
12 WHAT I BELIEVE IS A REAL ISSUE.

13 IT ALSO CERTAINLY, I THINK, IMPACTS DIRECTLY
14 ON HOW IT IS THAT WE REGISTER HATE CRIME WITHIN SCHOOLS.
15 AGAIN, IT BECOMES VERY MUCH THE OPINION OF WHOEVER IS
16 DOING THE REPORTING AS TO WHETHER OR NOT IT WAS MOTIVATED
17 ON SOME KIND OF DISCRIMINATORY PRACTICES. AND IT DEPENDS
18 ON (UNINTELLIGIBLE) OWN DISCIPLINARY RATE IS GOING TO BE
19 BASED -- DIFFERENTLY THAN ANY OTHER STUDIES THAN, OF
20 COURSE, IN ALL KINDS OF DISTRICTS. AND I DON'T KNOW HOW
21 THAT PART, FOR EXAMPLE, GETS INTEGRATED INTO SOME COMMENT
22 IN TERMS OF CRIME REPORTING OR IN TERMS OF DISRUPTIVE
23 BEHAVIOR WITHIN THE SCHOOL DISTRICT. I WOULD ASK
24 CERTAINLY THAT THE STATE DEPARTMENT OF EDUCATION HAVE A
25 CLOSE LOOK AT ALL OF THESE AREAS BECAUSE I THINK CERTAINLY

1 IT'S GOING TO IMPACT ON HOW STATEWIDE POLICY IN TERMS OF
2 EDUCATION IS IMPLEMENTED AND THE MESSAGE THAT GETS SENT TO
3 SCHOOL DISTRICTS.

4 MONSEIGNEUR BARRY: I APPRECIATE THAT.

5 DR. HAWKINS-RUSSELL: BEFORE YOU ANSWER, I'D LIKE
6 TO ADD SOMETHING TO WHAT THE YOUNG LADY BEFORE ME SAID.
7 AND HAVING BEEN AN EMPLOYEE OF ONE OF THOSE 100 -- WHAT
8 WAS IT? -- 1,129 SCHOOL DISTRICTS THAT YOU MENTIONED FOR
9 35 YEARS, I KNOW THAT SCHOOL DISTRICTS ARE VERY, VERY GOOD
10 AT CALLING IN PEOPLE LIKE THE INTERGROUP RELATIONS
11 DEPARTMENT TO PUT OUT THE FIRES.

12 BUT MY COMPLAINT IS THAT THEY DON'T DO THAT
13 MUCH TO HINDER THE FIRES FROM STARTING. AND THIS, OF
14 COURSE, IS NO REFLECTION ON THE STATE DEPARTMENT OF
15 EDUCATION. IT'S BECAUSE OF LOCAL AUTONOMY. THE LOCAL
16 DISTRICT DECIDES WHAT'S GOING TO BE TAUGHT, AND THEY
17 ALWAYS -- WHENEVER YOU PEOPLE FROM SACRAMENTO MANDATE
18 SOMETHING TO BE INCLUDED, YOU'RE IN TROUBLE WITH LOCAL
19 DISTRICTS.

20 NOW, LIKE YOUR FRAMEWORK, HOW BINDING ARE
21 DISTRICTS, YOU KNOW, HOW BINDING IS THIS ON DISTRICTS? IF
22 YOU RECOMMEND, AND DISTRICTS DON'T HAVE TO DO, THEY DON'T
23 HAVE TO TAKE YOUR RECOMMENDATIONS --

24 DR. REYES: THAT'S RIGHT.

25 DR. HAWKINS-RUSSELL: -- AND, YET, FOR INSTANCE, IN

1 FRESNO WHEN THIS TROUBLE STARTED, THEY VERY QUICKLY CALLED
2 YOU IN TO HELP PUT OUT THE FIRES. WHEREAS THE FIRE MIGHT
3 NOT HAVE STARTED IF THEY HAD TAKEN THE RECOMMENDATIONS OF
4 THE INTERGROUP RELATIONS DEPARTMENT IN THE FIRST PLACE.

5 DR. REYES: I THINK YOU KNOW THE ANSWER TO THAT. I
6 THINK YOU'VE ANSWERED YOUR OWN QUESTION. THE DEPARTMENT
7 OF EDUCATION IS THERE TO PROVIDE -- REALLY TO EXECUTE THE
8 LAWS OF THE LEGISLATURE. AND IT INVOLVES THE DISTRIBUTION
9 OF THE MONEY, THE MONITORING TO SEE THAT THE MONEY IS
10 SPENT CORRECTLY. WE'RE TALKING ABOUT TAXPAYER MONEY.

11 NOW, YOU'RE ASKING HOW BINDING IS THIS
12 DOCUMENT ON A SCHOOL DISTRICT? I DON'T KNOW. I DON'T
13 MEAN TO EMBARRASS YOU, BUT I DON'T KNOW HOW MANY TIMES YOU
14 MIGHT HAVE SEEN THE FRAMEWORK IN YOUR CLASSROOM. AND FROM
15 YOUR RESPONSE, YOU PROBABLY DIDN'T SEE IT. AND IF YOU SAW
16 IT, YOU PROBABLY DIDN'T FOLLOW IT BECAUSE YOU DID NOT HAVE
17 US, YOU KNOW, OVER YOUR HEAD BECAUSE WE DON'T HAVE THAT
18 AUTHORITY -- WE DON'T HAVE THAT AUTHORITY.

19 DR. HAWKINS-RUSSELL: THAT'S THE WEAKNESS OF THE
20 WHOLE SYSTEM.

21 DR. REYES: WELL, IT IS AND IT ISN'T. WHAT IS A
22 BEAUTIFUL THING ABOUT THIS COUNTRY AS WELL IS THAT, YOU
23 KNOW, THE GOVERNMENT'S FOR EDUCATION. THE RESPONSIBILITY
24 OF EDUCATION IS THAT OF THE STATE. YOU'RE RIGHT.

25 BUT THEN WE HAVE EVOLVED A SYSTEM WHERE LOCAL

1 CONTROL IS STILL VERY PREVALENT. EACH DISTRICT APPOINTS
2 ITS OWN -- EXCUSE ME -- ELECTS THEIR OWN SCHOOL BOARD.
3 AND THAT SCHOOL BOARD, YOU KNOW, MAY OR MAY NOT WISH TO DO
4 WHAT HAZEL HAWKINS WANTS DONE IN A CLASSROOM. YET,
5 THEY'RE ELECTED OFFICIALS. AND THEY DECIDE WHAT WILL
6 HAPPEN IN THAT DISTRICT.

7 ON THE OTHER HAND, WE ARE THERE TO MONITOR
8 THROUGH ACCOUNTABILITY MEASURES IF, IN FACT, THE CHILDREN
9 ARE LEARNING, YOU KNOW, THE ESSENCE OF THE CONTENT OF THIS
10 FRAMEWORK. YOU KNOW THE CAP SCORES, ALL OF THE TESTS THAT
11 WE MANDATE HAVE ITEMS THAT OUT OF EACH ONE OF THE
12 FRAMEWORKS THE STUDENT MUST RESPOND TO. THAT'S OUR
13 INDIRECT WAY, IF YOU WILL, OF CHECKING TO SEE THAT
14 YOUNGSTERS ARE ACQUIRING THE CURRICULUM THAT'S PRESCRIBED.

15 MONSEIGNEUR BARRY: I THINK WE HAVE A COUPLE MORE
16 QUESTIONS FOR YOU.

17 MS. HERNANDEZ: YES. I HAVE SOME QUESTIONS. AND I
18 WASN'T GOING TO MAKE A STATEMENT, BUT BASED ON THE PRIOR
19 COMMENTS -- YOU ARE CORRECT THAT STATE MONITORS AND
20 SCHOOLS AND THE GOVERNANCE OF SCHOOLS IS SUPPOSEDLY THE
21 DOMAIN OF LOCAL AUTHORITIES. I THINK THAT FROM A MINORITY
22 PERSPECTIVE, THE SCHOOL SYSTEM, WHETHER IT BE LOCAL OR
23 STATE, HAS FAILED MINORITY STUDENTS. AND THE ARGUMENT
24 THAT IT HAS EVOLVED IN A SYSTEM OF LOCAL CONTROL
25 NO LONGER APPLIES. BEFORE LOCAL MONEY SUPPORTED THE

1 SCHOOLS SYSTEM. IT IS NOW STATE MONIES. AND I BELIEVE
2 IT'S THE STATE'S RESPONSIBILITY TO MONITOR, NOT EVERY
3 ASPECT OF LOCAL INSTITUTIONS, BUT BASICALLY THIS ASPECT.
4 TO SAY THAT THE LOCALS RETAIN THE CONTROL WHEN THE MONIES
5 ARE COMING FROM THE STATE AND FROM THE TAXPAYERS, ET AL.
6 AND WITH THE HISTORY OF THE FAILURE OF THE SCHOOL
7 INSTITUTIONS TO MINORITIES OR STUDENTS, I REALLY THINK
8 THAT IT'S TIME TO START REALLY THINKING ABOUT IT AND NO
9 LONGER USE THAT AS AN ARGUMENT FOR REALLY DEALING WITH THE
10 PROBLEMS THAT WE HAVE. BUT HAVING SAID THAT, LET ME ASK
11 SOME SPECIFIC QUESTIONS.

12 DR. REYES: WELL, ARE YOU PROMOTING A STATEWIDE
13 SYSTEM?

14 MS. HERNANDEZ: WELL, AS TO THIS PARTICULAR ISSUE,
15 WE DO.

16 DR. REYES: WELL, ABOUT ANYTHING.

17 MS. HERNANDEZ: NO. BUT WE'RE TALKING ABOUT THIS
18 ISSUE, AND I BELIEVE THAT THIS ISSUE NEEDS TO BE LOOKED AT
19 AGAIN AS FAR AS UNIFORMITY, THE PROBLEMS OF HATE CRIME.
20 THAT'S WHAT WE'RE TALKING ABOUT RIGHT HERE. AND I THINK
21 THAT THAT IS CRITICAL TO LOOK AT.

22 LET ME ASK MY QUESTIONS. AS WE ALL KNOW,
23 WHAT HAPPENS IN A CLASSROOM IS REALLY WHAT DETERMINES HOW
24 A CHILD, AN INDIVIDUAL IS GOING TO REACT TO WHO HE IS OR
25 WHO SHE IS. WHAT PROGRAMS ARE IN PLACE OR MANDATED BY THE

1 STATE THAT REALLY MONITOR AT THE ATTITUDES, AT THE
2 BEHAVIOR OF THE TEACHERS THAT ARE REALLY COMING INTO DAILY
3 CONTACT WITH THESE STUDENTS, PARTICULARLY NOW THAT WE HAVE
4 50 PERCENT OF THE STUDENTS BEING PEOPLE OF COLOR? THAT'S
5 MY FIRST QUESTION.

6 DR. REYES: THE MONITORING SYSTEM THAT WE HAVE, AS
7 I MENTIONED IN MY STATEMENT OR IN RESPONSE TO SOMEBODY'S
8 QUESTION, IS THE MONITORING THAT THE AMOUNTS OF MONEY THAT
9 ARE COMING TO SCHOOL DISTRICTS ARE BEING SPENT WITHIN
10 STATE REGULATIONS. NOW, THE BEHAVIOR OF TEACHERS IS NOT
11 PART OF OUR MONITORING. WE ARE NOT THERE 24 HOURS A DAY
12 OR WHATEVER TO MONITOR THE BEHAVIOR OF TEACHERS IN TERMS
13 OF WHAT YOU'VE OUTLINED. THAT IS THE RESPONSIBILITY OF
14 THE SCHOOL DISTRICT.

15 NOW, WE HAVE GENERAL GUIDELINES OF WHAT THE
16 BEHAVIOR OF TEACHERS SHOULD BE. THE HIGH EXPECTATION
17 THING THAT COMMISSIONER -- I'M SORRY --

18 MONSEIGNEUR BARRY: RUSSELL.

19 DR. REYES: I CAN'T SEE THAT FAR --

20 DR. HAWKINS-RUSSELL: HAWKINS-RUSSELL.

21 DR. REYES: -- DR. HAWKINS-RUSSELL JUST BROUGHT UP.
22 YOU KNOW, THAT'S PART OF THE DISTRICT'S RESPONSIBILITIES.
23 WE DO NOT GET IN THERE TO SEE ON A DAY TO DAY HOW
24 COMMISSIONER HAWKINS-RUSSELL IS DOING. WHAT WE MONITOR,
25 AGAIN, IS THE DISTRICT DOING WHAT IT SAID IT WAS GOING TO

1 DO?

2 AND WE GO IN THERE EVERY THREE YEARS TO EVERY
3 DISTRICT, EVERY THREE YEARS FOR TWO DAYS. IT WOULD BE
4 IMPOSSIBLE FOR US. SO THE ANSWER TO YOUR QUESTION IS WE
5 DO NOT HAVE A VEHICLE TO MONITOR THE BEHAVIOR OF TEACHERS,
6 THE BEHAVIOR OF ADMINISTRATORS. WE JUST, GENERALLY, FROM
7 WHAT WE OBSERVE IN THOSE TWO DAYS, CAN SAY, YES, YOU'RE
8 DOING WHAT YOU SAID YOU WERE GOING TO DO OR, NO, YOU'RE
9 NOT. THAT'S THE EXTENT OF IT.

10 DR. HAWKINS-RUSSELL: DR. REYES, YOU KNOW THE ONE
11 THING THAT SCHOOL DISTRICTS RESPECT, AND THAT'S THE
12 DOLLAR -- ALWAYS. AND SOMETIME, SOMEWHERE IF -- AND I
13 KNOW THE STATE DOESN'T HAVE THE POWER TO DO THAT, IF IN
14 THE MONITORING -- IF, FOR INSTANCE, YOUR FRAMEWORK THERE,
15 IF THAT DISTRICT, OR THE DISTRICTS DO NOT ADOPT AND
16 EFFECTIVELY USE THIS FRAMEWORK, THEN MAYBE THEY'RE NOT
17 GOING TO RECEIVE X NUMBER OF DOLLARS. I SAY THAT BECAUSE
18 OF THE FACT THAT FOR SEVERAL YEARS I WAS A DIRECTOR OF A
19 FEDERAL PROGRAM THAT IS NO LONGER IN EXISTENCE. BUT I
20 KNOW ONE THING, I WAS VERY ABLE TO GET PRINCIPALS TO TOE
21 THE MARK BY VIRTUE OF THE FACT THAT IF THEY DIDN'T, THEY
22 WOULDN'T GET THE MONEY.

23 DR. REYES: I APPRECIATE THAT.

24 DR. HAWKINS-RUSSELL: AND IN ORDER TO GET THE
25 MONEY --

1 DR. REYES: I APPRECIATE THAT.

2 MONSEIGNEUR BARRY: LET ME INTERRUPT BECAUSE WE'RE
3 GETTING SO FAR OFF SCHEDULE. I WANT TO ASK AS A COURTESY
4 TO THE REST OF THE PEOPLE IN THE MORNING SCHEDULE, DOES
5 ANYONE HAVE TO LEAVE? IF YOU WOULD HAVE TO, WE COULD
6 PROBABLY GO ON TO 12:30 BEFORE THE LUNCHEON BREAK. BUT
7 WE'RE GETTING OFF SCHEDULE HEAVILY.

8 ALSO, I'M WONDERING --

9 MS. MERCADO: DID SHE ASK --

10 MONSEIGNEUR BARRY: PARDON?

11 MS. MERCADO: DID ANTONIA HAVE A QUESTION?

12 MONSEIGNEUR BARRY: DID YOU HAVE ANOTHER QUESTION?

13 MS. HERNANDEZ: I HAD A LOT OF -- WELL, LET ME JUST
14 ASK ONE. I HAD A LOT, BUT I'LL WITHHOLD.

15 I HAVE READ THAT THERE IS AN EFFORT BY THE
16 SKINHEADS TOWARD STUDENTS TO RECRUIT IN THE HIGH SCHOOLS.

17 HAVE YOU BEEN MADE AWARE OF THAT? AND IF YOU
18 HAVE, IS THIS PREVALENT OR IS THIS SOMETHING JUST IN
19 SOUTHERN CALIFORNIA? IF IT'S PREVALENT THROUGHOUT THE
20 STATE, WHAT IS THE STATE DOING AS FAR AS MONITORING THIS
21 TYPE OF ACTIVITY?

22 DR. REYES: IT WOULD HAVE BEEN OUR INTERGROUP
23 RELATIONS OFFICE THAT WOULD HAVE RECEIVED THAT KIND OF A
24 COMPLAINT. THE INCIDENTS TO WHICH I REFERRED THAT
25 HAPPENED IN THE CENTRAL VALLEY, THE DISTRICT WAS CONCERNED

1 THAT WHETHER THEY WERE SKINHEADS OR NOT, THE ARYAN GROUPS
2 AND THE KU KLUX KLAN WERE IN FACT RECRUITING IN THEIR
3 SCHOOLS. THEY COULD NOT PROVE IT, THE SCHOOL DISTRICTS
4 COULD NOT PROVE IT. AND THAT'S WHY WE WENT IN, TO MAKE AN
5 INDEPENDENT ASSESSMENT. THE DISTRICT WAS CONCERNED THAT
6 EVEN SOME OF THE TEACHERS WERE, IF NOT ACTIVELY
7 PARTICIPATING WITH THOSE STUDENTS, AT LEAST SUPPORTIVE OF
8 WHAT THEY WERE DOING.

9 THE GOOD NEWS OF ALL OF THIS IS WE DID NOT
10 FIND EVIDENCE THAT SUCH ACTIVE RECRUITMENT WAS GOING ON IN
11 THAT PARTICULAR SCHOOL DISTRICT. BUT WE HAVE
12 INVESTIGATED.

13 MONSEIGNEUR BARRY: GOOD.

14 ANY FINAL QUESTIONS?

15 HONORABLE RODRIGUEZ: CHAIRMAN BARRY, I JUST WANTED
16 TO CLARIFY THE RECORD. THAT INCIDENT DIDN'T OCCUR IN THE
17 FRESNO UNIFIED SCHOOL DISTRICT.

18 DR. REYES: THAT'S RIGHT. THANK YOU.

19 HONORABLE RODRIGUEZ: IT DID OCCUR IN A CITY
20 ADJACENT TO FRESNO, WHICH IS CLOVIS, WHICH IS NOT TO SAY
21 IT'S NOT HAPPENING IN FRESNO ALSO. BUT FOR THE RECORD
22 THIS WAS IN CLOVIS.

23 DR. REYES: I APPRECIATE THAT. BECAUSE WHEN
24 COMMISSIONER HAWKINS-RUSSELL MENTIONED FRESNO, I WANTED TO
25 BE QUICK TO SAY, PLEASE DON'T TAKE IT WITH YOU THAT IT WAS

1 FRESNO UNIFIED.

2 MONSEIGNEUR BARRY: WE DO THANK YOU. AND I THINK
3 IN THE INTEREST OF TIME IT MIGHT BE GOOD TO SUMMARIZE THIS
4 BY SAYING, IF THERE ARE ADDITIONAL QUESTIONS THAT WE HAVE
5 FROM THE PANEL ITSELF, WE WILL PLAN TO PUT THEM TOGETHER
6 IN A LETTER FORM AND SEND THAT TO YOU.

7 DR. REYES: I WOULD APPRECIATE THAT. AND PLEASE
8 FEEL FREE TO MAKE ANY SUGGESTIONS YOU WANT TO MAKE. WE
9 ARE WORKING IN A SYSTEM THAT IS BOUND BY THE LAWS OF THE
10 LEGISLATURE, A SYSTEM THAT HAS A GOVERNANCE SYSTEM THAT'S
11 VERY, VERY OLD IN THIS COUNTRY AND THIS STATE. AND IF YOU
12 HAVE SOME RECOMMENDATIONS THAT WE CAN DO SOMETHING ABOUT,
13 WE WILL BE VERY RECEPTIVE.

14 MONSEIGNEUR BARRY: WE'LL LET YOU HEAR FROM US.

15 DR. REYES: THANK YOU.

16 MS. MERCADO: THANK YOU.

17 MONSEIGNEUR BARRY: THANK YOU VERY MUCH.

18 BETTY KOZASA. MY APOLOGIES FOR BEING A
19 LITTLE LATE. I KNOW YOU'RE HERE FROM THE AREA COUNCIL ON
20 AGING.

21 MS. KOZASA: MR. CHAIRMAN AND MEMBERS OF THE
22 COMMISSION, MY NAME IS BETTY KOZASA, AND I'M A MEMBER OF
23 THE COMMISSION ON AGING. I SEE BY THE AGENDA THAT MY
24 IDENTIFICATION IS AREA COUNCIL ON AGING. IT'S THE
25 LOS ANGELES CITY COUNCIL ON AGING, WHICH IS THE ADVISORY

1 BODY TO THE CITY'S AREA AGENCY ON AGING.

2 MY ASSIGNMENT FOR TODAY IS TO SPEAK ON
3 VIOLENCE TOWARDS SENIORS. SINCE RECEIVING THE CALL FROM
4 SACRAMENTO, I'VE BEEN TRYING TO GATHER MATERIAL AND
5 INFORMATION TO INCLUDE IN MY TESTIMONY.

6 I HAVE LEARNED THAT THE LOS ANGELES POLICE
7 DEPARTMENT DOES NOT KEEP RECORDS ACCORDING TO AGE
8 CATEGORIES. NEITHER DOES THE DEPARTMENT OF AGING KEEP
9 SIGNIFICANT FIGURES BECAUSE CALLS REGARDING VIOLENCE ARE
10 REFERRED TO OTHER CITY DEPARTMENTS, SUCH AS THE POLICE
11 DEPARTMENT OR THE VICTIMS' ASSISTANCE PROGRAM IN THE CITY
12 ATTORNEY'S OFFICE.

13 WHEN I CALLED THE VICTIMS' ASSISTANCE
14 PROGRAM, I WAS ADVISED THAT THUS FAR THIS YEAR THERE HAVE
15 BEEN 334 CALLS FROM SENIORS. IN THIS INSTANCE, A SENIOR
16 IS A PERSON OVER AGE 60. THEIR RECORDS ARE KEPT IN THREE
17 CATEGORIES: EVERYONE UNDER AGE 18, THEN THOSE BETWEEN 18
18 AND 60, THEN THOSE OVER AGE 60. THERE ARE 21 STAFF
19 PERSONS IN 10 OFFICES LOCATED THROUGHOUT THE CITY HANDLING
20 THESE CALLS. LAST YEAR THERE WERE 766 CALLS FROM SENIORS.
21 I'M SURE THAT THIS FIGURE DOES NOT REFLECT THE ACTUAL
22 NUMBER OF CRIMES COMMITTED AGAINST SENIORS, FOR MANY GO
23 UNREPORTED, AND MANY DO NOT SEEK ASSISTANCE.

24 PROFESSIONALLY, I HAPPEN TO BE THE ACTING
25 EXECUTIVE DIRECTOR OF THE VOLUNTEER CENTER OF LOS ANGELES,

1 AND I HAVE OVERSIGHT FOR THE THREE ACTION PROGRAMS.

2 ACTION, AS YOU KNOW, IS THE FEDERAL AGENCY THAT PROMOTES
3 VOLUNTEERISM. AND THEY HAVE THE THREE OLDER AMERICAN
4 PROGRAMS: FOSTER GRANDPARENT PROGRAM, SENIOR COMPANION
5 PROGRAM AND THE RETIRED SENIOR VOLUNTEER PROGRAM.

6 ON MONDAY OF THIS WEEK I WENT TO THE
7 IN-SERVICE TRAINING MEETING OF THE SENIOR COMPANIONS. ALL
8 THE PARTICIPANTS ARE 60 YEARS OR OLDER, AND I GATHERED A
9 WEALTH OF INFORMATION FROM THEM. WHEN I ASKED HOW MANY OF
10 THE ATTENDEES HAD BEEN A VICTIM OF VIOLENCE, MORE THAN
11 HALF OF THE HANDS WENT UP. WHEN I ASKED HOW MANY HAD
12 FRIENDS, RELATIVES OR MEMBERS OF THEIR FAMILIES WHO HAD
13 BEEN VICTIMIZED, JUST ABOUT EVERY HAND WENT UP. WHEN I
14 ASKED HOW THEY FELT ABOUT THEIR OWN SAFETY AS THEY GO
15 ABOUT THEIR BUSINESS DAY TO DAY, MANY RELUCTANTLY ADMITTED
16 FEELING A SENSE OF FEAR WHEN THEY'RE OUT ON THE STREET.
17 SOME EVEN FELT A SENSE OF ANXIETY IN THEIR OWN APARTMENTS.
18 AND ALL EMPHASIZED THE FACT THAT THEY WOULD NOT BE OUT
19 AFTER DARK. THEY JUST WOULDN'T BE OUT AFTER DARK.

20 LET ME RECITE TO YOU AN INCIDENT THAT
21 HAPPENED TO ONE OF THE SENIORS AS SHE WAITED FOR A BUS IN
22 BROAD DAYLIGHT IN FRONT OF A MAJOR DEPARTMENT STORE. FOUR
23 OR FIVE YOUTHS SURROUNDED HER, TRIED TO REMOVE HER PURSE.
24 SHE HAD THE HANDLE OF THE PURSE WRAPPED AROUND HER ARM,
25 AND THEY COULDN'T GET IT AWAY FROM HER. SO THEY STARTED

1 PUSHING HER AROUND. AND SHE HAD A CANE BECAUSE SHE WALKS
2 WITH DISABILITY. AND SHE TOOK UP HER CANE AND STARTED
3 BEATING UP ON THE YOUTHS. AND ALL THE WHILE SHE WAS
4 SCREAMING AND YELLING. IN THE FRACAS, HER DENTURES FELL
5 OUT OF HER MOUTH. PASSERSBY CAME TO HER AID. AND SHE WAS
6 LEFT BRUISED, BUT INTACT WITH HER PURSE STILL IN HER
7 POSSESSION.

8 THE AFTERMATH IS, AS SHE PUT IT, SHE WAS
9 NERVOUS AND JUMPY FOR MONTHS, BUT SHE DID RECOVER HER
10 DENTURES. THEY WERE FOUND ON THE GROUND. WHEN I ASKED
11 THIS SENIOR WHO HAD BEEN VICTIMIZED IF PEOPLE WHO WERE
12 PASSING BY WERE HELPFUL AND CAME TO HER AID, THE SENIOR
13 SAID THAT THINGS HAPPEN SO QUICKLY THAT EVEN IF PEOPLE
14 WERE AROUND, THEY COULDN'T COME TO HER AID. OTHERS FELT
15 THAT IN GENERAL PEOPLE JUST DIDN'T WANT TO BE INVOLVED,
16 AND THEY JUST WALKED AWAY.

17 IT ALSO APPEARS THAT THERE'S NO PLACE THAT
18 YOU COULD TERM "SAFE." ONE LADY TOLD OF AN INCIDENT THAT
19 HAPPENED TO HER. THE CUSTOM AT HER CHURCH IS FOR THE
20 CONGREGATION TO HOLD HANDS AT THE CLOSE OF THE SERVICE AND
21 SING A HYMN TOGETHER. SO A STRANGER WHO CLASPED HER HAND
22 TRIED TO REMOVE THE RING ON HER FINGER, BUT SHE PREVAILED
23 AND PREVENTED THE MAN FROM REMOVING THE RING FROM HER
24 FINGER. I THINK BOTH STORIES ILLUSTRATE THE FACT THAT
25 SENIORS DON'T GIVE UP EASILY.

1 I ALSO QUERIED THE SENIORS WHO WERE ATTENDING
2 A MEETING AT THE CITY DEPARTMENT OF AGING. THERE WERE
3 PEOPLE THERE FROM ALL OVER THE CITIES, SAN FERNANDO VALLEY
4 TO SAN PEDRO, EAST LOS ANGELES TO VENICE. EVERYONE HAD
5 EITHER HAD BEEN VICTIMIZED OR KNEW SOMEONE WHO WAS CLOSE
6 TO THEM WHO HAD BEEN VICTIMIZED.

7 SENIORS TOLD ME THAT THIRD AND HILL, WHICH IS
8 WITHIN WALKING DISTANCE FROM HERE FOR THOSE OF YOU WHO ARE
9 FROM LOS ANGELES, HAS NOW BEEN DUBBED PICKPOCKET ALLEY
10 BECAUSE OF THE NUMEROUS INCIDENTS. POLICE IN PLAIN
11 CLOTHES AND POLICE IN UNIFORM ARE ASSIGNED TO THE AREA,
12 BUT THEY HAVEN'T MANAGED TO STOP THE PICKPOCKETING THAT
13 GOES ON BECAUSE IT HAPPENS SO QUICKLY, AND THE
14 PERPETRATORS GET AWAY SO QUICKLY.

15 MY SENSE IS THAT ELDERLY PERSONS ARE TARGETS
16 OF CRIME, THAT THOSE WHO ARE PERPETRATORS DELIBERATELY
17 SEEK THEM OUT. CRIMES COMMITTED AGAINST THEM HAVE
18 INCLUDED MURDER -- INCIDENTALLY, THERE WAS A STORY IN THIS
19 MORNING'S PAPER ABOUT TWO ELDERLY PERSONS BEING
20 MURDERED -- KIDNAPPING AND, MOST FREQUENTLY, WHAT APPEARS
21 TO BE A MINOR CRIME, PURSE SNATCHING. PURSE SNATCHING IS
22 OFTEN ACCOMPANIED BY A BROKEN HIP, BROKEN WRIST AS OLDER
23 WOMEN FALL AND SUSTAIN AN INJURY TO SAY NOTHING OF THE
24 ACCOMPANYING TRAUMA THAT GOES ON FOR MONTHS AFTERWARDS.

25 THE PROJECT DIRECTOR OF THE R.S.V.P., WHICH

1 IS HOUSED IN ANGELUS PLAZA -- AND YOU KNOW THAT ANGELUS
2 PLAZA IS THE LARGEST SENIOR HOUSING COMPLEX WEST OF THE
3 MISSISSIPPI -- REPORTED TO ME THAT ETHNIC MINORITY ELDERLY
4 APPEAR TO BE SINGLED OUT AS VICTIMS. THE PERPETRATORS
5 SEEM TO KNOW THAT THESE SENIORS HAVE ONLY LIMITED COMMAND
6 OF ENGLISH, MAY NOT KNOW WHERE TO GO TO REPORT A CRIME
7 AND, THEREFORE, MOST OF THEM, I BELIEVE, ARE NOT LIKELY TO
8 MAKE A REPORT.

9 MOST CRIMES AGAINST SENIORS ARE COMMITTED
10 DURING DAYLIGHT HOURS. JEWELRY HAS BEEN SNATCHED OFF
11 THEIR NECKS, SNATCHED OFF THEIR CLOTHING, IN THE BUS OR IN
12 THE STREET AND EVEN IN THE ELEVATOR OF A PUBLIC BUILDING.

13 SENIORS MAINTAIN THAT THE ENCLOSED PROTECTIVE
14 AREA OF BUS STOPS SHOULD BE AVOIDED AT ALL COSTS BECAUSE
15 IT CAN SERVE AS A READY-MADE ENCLOSURE, PREVENTING THEM
16 FROM ESCAPING WHEN THEY'RE BEING ACCOSTED.

17 SENIORS HAVE DEVELOPED ALL KINDS OF METHODS
18 ON THEIR OWN TO PROTECT THEMSELVES. THEY RECOMMEND THE
19 CARRYING AND USE OF WHISTLES, TRAVELING WITH A BUDDY
20 WHenever POSSIBLE. AND THEY RECOMMEND THAT WOMEN NOT
21 CARRY LARGE PURSES. THEY URGE EVERYONE TO PARTICIPATE IN
22 BLOCK CLUBS, NEIGHBORHOOD WATCHES AND NEVER GOING OUT
23 AFTER DARK.

24 I HAVEN'T EVEN BEGUN TO TOUCH ON THE SCAMS
25 THAT ARE TARGETED FOR THE ELDERLY.

1 NOW, REGARDING THE PRINCIPAL TOPIC UNDER
2 DISCUSSION TODAY, HATE VIOLENCE, I WAS TOLD THAT I COULD
3 COMMENT ON IT VERY BRIEFLY. I'VE NEVER BEEN PHYSICALLY
4 ASSAULTED, BUT I HAVE BEEN VERBALLY ASSAULTED MANY TIMES
5 IN MY LIFETIME. AS ONE WHO LIVED THROUGH THE
6 EVACUATION-RELOCATION OF THOSE OF US OF JAPANESE ANCESTRY,
7 I FEEL THAT THAT EXPERIENCE WAS THE ULTIMATE IMPOSED ON US
8 DUE TO RACIAL PREJUDICE, WHICH WAS RAMPANT AT THE TIME. I
9 HAVE PARTICIPATED IN WHAT SEEMS LIKE HUNDREDS OF PANEL
10 DISCUSSIONS AND GIVEN COUNTLESS TALKS ON THAT EXPERIENCE
11 IN THE HOPE THAT SUCH AN EVENT WILL NEVER TAKE PLACE
12 AGAIN.

13 I HAVE HAD PEOPLE STAND UP IN THE AUDIENCES
14 AND SAY TO ME, I DON'T KNOW WHY YOU BOTHERED TO COME TODAY
15 AND TALK TO US ABOUT YOUR CAMP EXPERIENCE WHEN I LOST A
16 BROTHER OR RELATIVE IN THE WAR. AND I HAVE ALWAYS SAID, I
17 REALIZE THAT PEOPLE HAVE MADE AN ULTIMATE SACRIFICE BY THE
18 GIVING OF THEIR LIVES, AND I'M NOT DISCOUNTING THAT. BUT
19 I WANT PEOPLE TO KNOW THAT THIS INCIDENT HAPPENED, AND
20 THAT'S THE ONLY REASON FOR MY COMING HERE TO SPEAK ABOUT
21 IT.

22 SINCE THE SUCCESS OF THE JAPANESE CORPORATE
23 ENTITY AND THEIR SO-CALLED INVASION OF THE AMERICAN
24 MARKETPLACE, I HAVE BEEN THE TARGET OF REMARKS SUCH AS
25 "YOU JAPANESE ARE BUYING UP OUR COUNTRY." MANY FOLKS IN

1 THESE UNITED STATES CANNOT DISTINGUISH BETWEEN NATIONALS
2 OF OTHER COUNTRIES, SUCH AS JAPAN, AND OTHERS OF US WHO
3 LOOK VERY MUCH LIKE THE NATIONALS FROM ANOTHER COUNTRY.

4 IT ONLY GOES TO PROVE THAT FEELINGS LIE VERY
5 CLOSE TO THE SURFACE. AND WHENEVER THERE ARE ADVERSITIES,
6 THESE FEELINGS CROP UP. JUST TWO NIGHTS AGO, JOHN SAITO
7 AND I HAPPENED TO BE AT THE SCREENING OF A FILM WHICH WAS
8 UP FOR AN ACADEMY AWARD ENTITLED "THE KILLING OF VINCENT
9 CHIN." AND I COULDN'T HELP BUT THINK I WONDERED IF
10 SOMETHING LIKE THIS COULD HAPPEN IN CALIFORNIA. I HOPE
11 NOT. I JUST PRAY THAT IT COULD NOT EVER HAPPEN HERE.

12 IN REGARD TO THE QUESTION AS TO WHETHER OR
13 NOT EXISTING LAWS ARE ADEQUATE TO DETER SUCH HATE
14 VIOLENCE, I AM NOT A LEGAL SCHOLAR, AND I MUST SAY I DON'T
15 REALLY KNOW, ALTHOUGH BOTH THE COUNCIL ON AGING AND THE
16 COMMISSION ON AGING HAVE FOLLOWED LEGISLATION IN AN EFFORT
17 TO SEE THAT THE LIVES OF SENIORS ARE IMPROVED.

18 WHAT I DO KNOW, THAT WE, EACH ONE OF US, MUST
19 MAKE A CONSCIOUS EFFORT TO ACCEPT THE DIFFERENCES OF
20 OTHERS AND TO APPRECIATE THE DIFFERENCES.

21 THERE'S SO MUCH TO BE DONE BY WAY OF
22 EDUCATION. SCHOOLS AND CHURCHES CAN'T DO IT ALL. EACH OF
23 US MUST TAKE THE RESPONSIBILITY TO BE PEOPLE OF GOOD WILL
24 AND SET AN EXAMPLE BY WORD AND BY DEED.

25 I WOULD LIKE TO CLOSE BY SAYING THAT TWO DAYS

1 AFTER THE SCREENING OF THE FILM "A WORLD OF DIFFERENCE" ON
2 TELEVISION, I MET TRICIA TOYOTA, AND SHE MENTIONED THAT
3 THEY HAD TO DOUBLE THE SECURITY AT THEIR TELEVISION
4 STATION BECAUSE OF THE CALLS, THE HATE CALLS THAT CAME TO
5 THEM AFTER THE SHOWING OF THE FILM.

6 HONORABLE RODRIGUEZ: WHICH FILM WAS THAT?

7 MS. MERCADO: "WORLD OF DIFFERENCE."

8 MONSEIGNEUR BARRY: WHAT WAS THE FILM?

9 MS. KOZASA: PARDON ME?

10 MONSEIGNEUR BARRY: THE NAME OF THE FILM?

11 MS. KOZASA: "WORLD OF DIFFERENCE." IT WAS PART OF
12 THE EFFORT THAT SOMEONE MENTIONED EARLIER.

13 I THANK YOU FOR ALLOWING ME TO MAKE THIS
14 PRESENTATION.

15 MONSEIGNEUR BARRY: THANK YOU, BETTY.

16 ANY QUESTIONS FOR HER?

17 THANKS EVER SO MUCH, BETTY. APPRECIATE IT.

18 HONORABLE RODRIGUEZ: I WOULD JUST LIKE TO MAKE A
19 COMMENT, CHAIRMAN BARRY.

20 MONSEIGNEUR BARRY: SURE.

21 HONORABLE RODRIGUEZ: I FIND THAT TODAY'S
22 GENERATION DOESN'T RECALL THINGS, LIKE, WHAT HAPPENED
23 DURING THE GERMAN HOLOCAUST AND THE ARMENIAN HOLOCAUST AND
24 THE INTERNMENT OF THE JAPANESE PEOPLE DURING WORLD WAR II.
25 IT SEEMS LIKE IT'S A FORGOTTEN THING, PARTICULARLY IN

1 TODAY'S GENERATION. AND WE SEE MORE AND MORE INCIDENTS OF
2 THE THINGS THAT WE'RE TALKING ABOUT TODAY. I'M REALLY
3 GRATIFIED THAT THERE'S PEOPLE LIKE YOU THAT WILL STAND UP
4 AND SHOUT AND REMIND PEOPLE THAT THESE THINGS DID HAPPEN.
5 THEY DO HAPPEN, AND WE HAVE TO BE ALERT TO THEM.

6 MS. KOZASA: I ONCE MADE A PRESENTATION BEFORE THE
7 NATIONAL TEXTBOOK ASSOCIATION PEOPLE. WILLIAM JOHNSTON
8 WAS SUPERINTENDENT OF SCHOOLS AT THAT TIME.

9 SO I WENT BEFORE THE TEXTBOOK PEOPLE AND
10 SAID, "LOOK, YOU'VE OVERLOOKED THE ENTIRE MATTER OF THE
11 JAPANESE-AMERICAN RELOCATION, THE EVACUATION PERIOD. WHY
12 CAN'T YOU PUT IN THAT PORTION OF OUR HISTORY?"

13 AND THE ANSWER WAS, "BETTY, DO YOU KNOW HOW
14 LONG IT TAKES TO REWRITE THE TEXTBOOKS?"

15 THEY SAID, "IT TAKES FROM THREE TO FOUR YEARS
16 TO MAKE CHANGES."

17 AND MY ANSWER WAS, "I DON'T CARE. YOU KNOW
18 YOU CAN GET ON IT RIGHT NOW AND START CHANGING IT."

19 I THINK WE ALL HAVE TO BE AWARE AND MAKE OUR
20 STATEMENTS WHEREVER POSSIBLE.

21 HONORABLE RODRIGUEZ: FINAL COMMENT. THE MOST
22 HIGHLY DECORATED UNIT DURING WORLD WAR II WAS THE
23 JAPANESE-AMERICAN UNIT THAT FOUGHT IN EUROPE.

24 MS. KOZASA: THE 446.

25 HONORABLE RODRIGUEZ: AND WE DON'T HEAR ABOUT THAT.

1 MS. KOZASA: THANK YOU VERY MUCH.

2 MONSEIGNEUR BARRY: THANKS AGAIN, BETTY.

3 GEORGE THOMPSON FROM THE DEVELOPMENT
4 DISABILITIES AREA BOARD 10.

5 MR. THOMPSON: THANK YOU FOR HAVING ME.

6 MONSEIGNEUR BARRY: IT'S A PLEASURE.

7 MR. THOMPSON: MY NAME IS GEORGE THOMPSON. I'M
8 CHAIRMAN OF THE AREA BOARD OF DEVELOPMENTALLY DISABLED FOR
9 THE COUNTY OF LOS ANGELES.

10 (PLEASE SEE ATTACHED, APPENDIX A)

11 MONSEIGNEUR BARRY: VERY GOOD. DO YOU HAVE
12 SOMETHING WRITTEN FOR US TOO? EXCELLENT. THAT WAS GREAT.

13 MS. MERCADO: THANK YOU.

14 MONSEIGNEUR BARRY: THANKS EVER SO MUCH. WE REALLY
15 APPRECIATE, GEORGE, YOUR SHARING WITH US. WE APPRECIATE
16 IT IMMENSELY.

17 NEXT, WE HAVE CARLOTTA MELLON FROM EAST L.A.

18 GOOD TO SEE YOU AGAIN, CARLOTTA.

19 MS. MELLON: GOOD TO SEE YOU. I BELONG TO YOUR
20 PARISH.

21 MONSEIGNEUR BARRY: RIGHT.

22 MS. MELLON: THANK YOU VERY MUCH. I APPRECIATE THE
23 OPPORTUNITY TO BE HERE TODAY. I'M CARLOTTA MELLON,
24 SPECIAL ASSISTANT TO THE CHANCELLOR AT THE UNIVERSITY OF
25 CALIFORNIA, LOS ANGELES WITH RESPONSIBILITIES AS LIAISON

1 TO THE COUNCIL ON DIVERSITY AND OUR COMMUNITY ADVISORY
2 COMMISSION.

3 ONE OF THE REASONS I'M PLEASED TO BE HERE
4 TODAY IS THAT UCLA SHARES -- I THINK IT WOULD BE THE
5 ABHORRENCE THAT THIS COMMISSION FEELS TOWARDS ACTS OF HATE
6 VIOLENCE AND ITS DETERMINATION TO MINIMIZE SUCH
7 OCCURRENCES.

8 LIKE A NUMBER OF CAMPUSES ACROSS THE NATION,
9 WE, UNFORTUNATELY, HAVE EXPERIENCED INCIDENTS OF
10 INTIMIDATION AND HARASSMENT. SO IN A CORRECTIVE AND
11 PREVENTATIVE MODE OVER THE LAST FEW YEARS, WE HAVE
12 UNDERTAKEN A NUMBER OF INITIATIVES TO CREATE A CLIMATE ON
13 CAMPUS THAT NOT ONLY UNDERSTANDS OR APPRECIATES
14 DIFFERENCES BASED ON ETHNICITY, RACE, GENDER, SEXUAL
15 ORIENTATION, PHYSICAL CAPABILITY AND RELIGIOUS BELIEFS BUT
16 VALUES THOSE KINDS OF DIFFERENCES.

17 AND THIS IS PARTICULARLY IMPORTANT TO US
18 BECAUSE OF THE COMPOSITION OF OUR STUDENT BODY. BECAUSE
19 OF 20 YEARS OF STUDENT AFFIRMATIVE ACTION, WE NOW HAVE
20 PROBABLY THE MOST DIVERSE STUDENT BODY OF ANY UNIVERSITY
21 IN THE UNITED STATES. OVER 40 PERCENT OF OUR
22 UNDERGRADUATES AND MORE THAN 50 PERCENT OF OUR INCOMING
23 FRESHMAN ARE FROM MINORITY ETHNIC GROUPS. FOR THESE
24 REASONS WE HAVE TRIED TO TAKE A VERY STRONG LOOK AT
25 ENHANCING INTERGROUP RELATIONSHIPS AND MINIMIZING

1 TENSIONS.

2 THIS PAST YEAR UNDER THE LEADERSHIP OF THE STUDENT
3 AFFAIRS DEPARTMENT, WE HAVE DEVELOPED A RATHER
4 COMPREHENSIVE STRATEGIC PLAN FOR BUILDING A PLURALISTIC
5 COMMUNITY AND PROMOTING BETTER RELATIONSHIPS AMONG GROUPS.
6 IT IS ADMINISTRATIVE, ACADEMIC, POLITICAL, COMMUNITY,
7 HUMAN RESOURCE IN ITS APPROACH, AND WE HOPE COULD BE A
8 MODEL FOR OTHER CAMPUSES IN THE NATION.

9 AND I'LL JUST IN THE INTEREST OF TIME
10 HIGHLIGHT A FEW OF THE ELEMENTS OF THE STRATEGIC FRAMEWORK
11 IN WHICH WE ARE OPERATING. ONE THING WE'VE DONE IS TO
12 DEVELOP AND ISSUE POLICIES AND PROCEDURES FOR HARASSMENT
13 AND CREATE HARASSMENT INFORMATION CENTERS, AND THROUGH THE
14 CAMPUS MEDIA AND TRAINING SESSIONS, HAVE MADE THE CAMPUS
15 AWARE OF THESE POLICIES AND PROCEDURES FOR DEALING WITH
16 THEM.

17 SECONDLY, TO FOSTER POSITIVE RELATIONSHIPS AMONG
18 DIFFERENT GROUPS, THE STUDENT AFFAIRS DEPARTMENT THIS PAST
19 FALL ORGANIZED A RETREAT FOR STUDENT GOVERNMENT LEADERS
20 AND THE LEADERS OF SPECIAL INTEREST GROUPS AND SPECIAL
21 INTEREST PAPERS TO FOSTER BETTER RELATIONSHIPS. AND THERE
22 WERE A NUMBER OF SKILL BUILDING SESSIONS THAT FOLLOWED.

23 THIRDLY, THROUGH A VARIETY OF -- THE
24 CHANCELLOR RECOGNIZING, AS I THINK MANY CAMPUSES DEALING
25 WITH THE ISSUE HAVE, THAT LEADERSHIP AT THE TOP IS

1 ESSENTIAL TO THE CREATION OF A PLURALISTIC COMMUNITY AND A
2 TOLERANT COMMUNITY PASSED THROUGH A VARIETY OF WRITTEN AND
3 ORAL STATEMENTS INCLUDING HIS FRESHMAN CONVOCATION SPEECH,
4 A STATEMENT PUBLISHED IN ALL CAMPUS PAPERS THIS SPRING AND
5 A LETTER TO NEW STUDENTS COMMUNICATING THE VALUE THAT THE
6 CAMPUS PLACES ON DIVERSITY AND PLURALISM AND THE
7 UNACCEPTANCE OF INTOLERANCE, INSENSITIVITY AND HARASSMENT.

8 FOURTH, WE HAVE IN THE RESIDENCE HALLS AND
9 OTHER CAMPUS VENUES A NUMBER OF MULTICULTURAL PROGRAMS,
10 WHICH THIS YEAR HAVE INCLUDED A WEEK-LONG "WORLD FEST" IN
11 WHICH MANY OF THE DIFFERENT ETHNIC AND CULTURAL GROUPS ON
12 CAMPUS PARTICIPATED, A "FREEDOM SEDER" THAT WAS
13 INTERRACIAL, INTERETHNIC. AND WE ARE WORKING WITH THE
14 LOS ANGELES 1990 FESTIVAL TO CREATE A PACIFIC RIM ARTS
15 COMPONENT TO THAT.

16 FIFTH, THERE HAVE BEEN A NUMBER OF
17 INITIATIVES TO PROMOTE MULTICULTURAL UNDERSTANDING ON
18 CAMPUS. THESE INCLUDE A DIVERSITY OF WORKSHOP SERIES BY
19 THE STUDENT AFFAIRS DEPARTMENT. AND I HAVE INFORMATION ON
20 OUR HARASSMENT PROCEDURES ON THIS WORKSHOP AND OUR CAMPUS
21 COMMUNITY PLAN FOR YOU, FOR THE RECORD.

22 THE FACILITIES MANAGEMENT DEPARTMENT IS
23 DEVELOPING A SIMILAR PROGRAM, AND THE STAFF AFFIRMATIVE
24 ACTION UNIT IS CREATING A MODEL THAT CAN BE ADOPTED BY
25 VARIOUS CAMPUS UNITS. IN ADDITION, THERE HAS BEEN

1 TRAINING FOR ORIENTATION COUNSELORS AND STAFF, RESIDENT
2 HALL COUNSELORS AND STAFF AND ACADEMIC ADVANCEMENT PROGRAM
3 COUNSELORS AND STAFF.

4 AND SIXTH, THERE'S BEEN THE ESTABLISHMENT
5 THIS YEAR OF A COMMUNITY ADVISORY COMMISSION COMPRISED OF
6 NOTED COMMUNITY LEADERS, REPRESENTATIVES OF THE DIVERSITY
7 OF THE POPULATION OF THIS REGION, WHICH IS SERVING AS A
8 BRIDGE BETWEEN THE CAMPUS AND THE UNIVERSITY AND WHICH CAN
9 ASSIST US IN DEALING WITH THE QUALITY OF CAMPUS LIFE
10 ISSUES AND BE A GROUP TO WHOM WE CAN TURN IN A MOMENT OF
11 CRISIS.

12 THESE INITIATIVES, I THINK, HAVE BEEN TAKEN
13 VERY MUCH IN THE SPIRIT OF SB 1358 THAT SENATOR TORRES HAS
14 INTRODUCED AND SEEM TO BE OUT IN THE FOREFRONT OF THE
15 KINDS OF STEPS THAT ARE BEING TAKEN BY OTHER CAMPUSES
16 ACROSS THE NATION.

17 I'M STILL RATHER EXCITED BY A CONFERENCE I
18 ATTENDED RECENTLY IN OKLAHOMA CITY SPONSORED BY THE
19 UNIVERSITY OF OKLAHOMA FOR THE SECOND YEAR ON RACIAL
20 ETHNIC RELATIONS IN HIGHER EDUCATION. WHAT WAS STRIKING
21 WAS THE NUMBER OF CAMPUSES THAT WERE THERE RANGING FROM
22 YOUR MAJOR UNIVERSITIES TO SMALL CAMPUSES, INSTITUTIONS
23 WITH DIVERSE POPULATIONS TO THOSE WHOSE STUDENT BODIES
24 THAT WERE 98 PERCENT CAUCASIAN.

25 WHAT WAS ENCOURAGING WAS THE AWARENESS LEVEL

1 OF THE PROBLEM OF RACISM ON CAMPUSES AND WHAT SEEMED TO BE
2 A DEMONSTRATED COMMITMENT TO DEALING WITH THESE. IT WAS
3 GRATIFYING TO THOSE OF US FROM UCLA TO KNOW THAT WE'RE
4 DOING AT LEAST AS MUCH, IF NOT MORE, THAN OTHER CAMPUSES.
5 THIS ISN'T TO SAY THAT THIS IS THE END ALL AND BE ALL AND
6 MORE DOES NOT NEED TO BE DONE. AND IN FACT, EVEN THOUGH A
7 NUMBER OF THE ACTIONS THAT WE HAVE TAKEN WERE DONE PRIOR
8 TO OR WERE IN THE PROCESS AT THE TIME OF THE TORRES
9 HEARINGS THIS PAST FALL, THOSE HEARINGS SERVE TO, I THINK,
10 INCREASE THE AWARENESS THAT WE HAVE OF RACISM ON CAMPUSES
11 AND TO STRENGTHEN OUR RESOLVE TO DO EVERYTHING THAT CAN BE
12 DONE TO PREVENT INCIDENTS OF HARASSMENT AND INTIMIDATION.

13 AND EVEN THOUGH IT MAY NOT BE POSSIBLE TO
14 COMPLETELY ERADICATE RACISM OR PREVENT ALL INCIDENTS OF
15 HATE VIOLENCE, MUCH AS WE WISH THAT WOULD BE THE CASE, WE
16 CERTAINLY FEEL THAT THE ACTIONS WE'RE TAKING AT UCLA WILL
17 CONTRIBUTE SIGNIFICANTLY TO THE CREATION OF A PLURALISTIC
18 CAMPUS COMMUNITY THAT COULD, I THINK, SERVE AS A MODEL TO
19 THE REST OF THIS REGION.

20 IN ORDER TO ACHIEVE OUR GOAL THOUGH, WE KNOW
21 THAT WE NEED TO CONTINUALLY REVIEW AND REFINE OUR PROGRAMS
22 AND ADOPT NEW INITIATIVES AS NEEDED.

23 AND I APPRECIATE THE OPPORTUNITY TO COME
24 BEFORE YOU AND WOULD BE HAPPY TO ANSWER QUESTIONS. TWO
25 COLLEAGUES FROM THE CAMPUS, OUR CHIEF OF SECURITY AND

1 ASSISTANT DEAN OF STUDENT AFFAIRS ARE HERE TO DEAL WITH
2 ANY SPECIFIC ISSUES YOU MIGHT HAVE IN TERMS OF INCIDENTS
3 OR SECURITY.

4 MONSEIGNEUR BARRY: VERY GOOD. THANK YOU,
5 CARLOTTA.

6 IRMA?

7 MS. CASTRO: EARLIER THE COMMISSION HAD A MEETING,
8 AND WE HEARD A REPORT IN REFERENCE TO SB 1358, WHICH YOU
9 MENTIONED, AND THE TOTAL REWRITE THAT HAS BEEN DONE WHICH
10 ELIMINATES THE LANGUAGE ON HATE CRIME AND MAKES IT RATHER
11 GENERIC. MY QUESTION IS, WHAT ROLE DID THE UNIVERSITY OF
12 CALIFORNIA HAVE IN THAT REWRITE, IF ANY? BECAUSE
13 CERTAINLY I DON'T SEE HOW -- WHAT UCLA IS DOING IS GOING
14 TO BE IN THE SPIRIT OF THE ORIGINAL 1358. IT MIGHT BE IN
15 THE SPIRIT OF THE NEW 1358.

16 MS. MELLON: I GUESS I'VE ONLY SEEN THE ORIGINAL
17 1358. I DO NOT KNOW WHAT ROLE, IF ANY, THE UNIVERSITY HAD
18 IN THE WRITE-UP.

19 MS. CASTRO: LET ME FOLLOW IT UP WITH A QUESTION
20 HAVING TO DO -- YOU MENTIONED THE TORRES HEARINGS. AND,
21 OF COURSE, WE HAVE 1358, THE TORRES BILL.

22 WHAT HAS BEEN THE RESULT AND THE FINDINGS OUT
23 OF THAT HEARING -- OUT OF THOSE HEARINGS THAT WERE HELD IN
24 TERMS OF HATE VIOLENCE AT UCLA?

25 MS. MELLON: I THINK THAT WE WERE AWARE OF THINGS

1 BEFORE THAT. IN RESPONSE TO THE HEARINGS, WE DID GATHER
2 TOGETHER DATA ON INCIDENTS THAT HAD HAPPENED OVER THE LAST
3 FIVE YEARS. SO THERE WAS A CATALOGING OF IT, BUT MOST OF
4 THAT WAS ALREADY KNOWN.

5 AS I INDICATED THE KINDS OF ACTIONS IN TERMS
6 OF WRITTEN AND ORAL COMMUNICATION, THE COMMUNITY
7 DEVELOPMENT PLAN WERE ALL THINGS THAT WERE BEING
8 UNDERTAKEN AT THE TIME. WHAT I THINK IT DOES IS TO
9 REENFORCE THE NEED TO TAKE VERY STRONG ACTION AND TO
10 CONSTANTLY BE ON THE ALERT THAT YOU CAN PUT IN PROGRAMS,
11 BUT YOU CAN'T JUST SAY, OKAY. NOW WE'VE DONE IT.

12 YOU NEED TO STRONGLY CONTINUE THOSE EFFORTS.
13 AND I THINK THAT'S AN IMPORTANT THING TO CONTINUALLY
14 REMIND US OF THE IMPORTANCE AND THE NEED TO TAKE STRONG
15 ACTION.

16 MS. CASTRO: HAS UCLA ADOPTED ANY CENTRALIZED
17 REPORTING SYSTEM, BOTH FROM THE SECURITY ANGLE IN TERMS OF
18 DOCUMENTING WHAT IS HATE CRIME AND THE RACIALLY MOTIVATED
19 CRIME AS WELL AS INCIDENTS THAT CAN BE TABULATED AS
20 DISCRIMINATORY IN NATURE?

21 MS. MELLON: ALL INCIDENTS IN TERMS OF HARASSMENT,
22 INTIMIDATION ARE REPORTED TO THE DEAN OF STUDENTS OFFICE.
23 AND, PERHAPS, MILORA, IS THERE ANYTHING YOU MIGHT ADD OR
24 JOHN BARBER?

25 MS. FRANK: IT WOULD BE ONLY THE --

1 MONSEIGNEUR BARRY: FEEL FREE TO COME UP.

2 MS. MELLON: THIS IS MILORA FRANK, WHO IS THE
3 ASSISTANT DEAN OF STUDENTS, AND WAS ONE OF THE PERSONS WHO
4 DEVELOPED THE PROCEDURES AND POLICY FOR HARASSMENT.

5 MS. FRANK: WE RECEIVE INFORMATION ABOUT CASES THAT
6 ARE REPORTED BY A SPECIFIC INCIDENT. SO IF SOMEONE IS
7 COMING FORWARD TO REPORT AN INCIDENT, WE WILL HEAR ABOUT
8 IT AND USUALLY INTERVENE. BUT INCIDENTS THAT HAPPEN WHERE
9 NO VICTIM IS WILLING TO COME FORWARD MIGHT NOT POTENTIALLY
10 REACH OUR OFFICE.

11 MS. CASTRO: THANK YOU.

12 HONORABLE RODRIGUEZ: OBVIOUSLY, YOUR PROGRAM COSTS
13 MONEY. AND IF IT'S HAPPENING AT UCLA, MY QUESTION IS HOW
14 COME IT DOESN'T HAPPEN AT SOME OF THE OTHER UNIVERSITIES?
15 AND I'M GLAD THAT, PERHAPS, YOU'VE ADOPTED SOMETHING THAT
16 SOME OF THE OTHER SCHOOLS MIGHT BE USING IN THE MODEL.

17 MS. MELLON: I THINK SOME OF THE OTHER -- CERTAINLY
18 OTHER CAMPUSES OF THE UNIVERSITY OF CALIFORNIA SYSTEM ARE
19 ADDRESSING THESE PROBLEMS IN A VARIETY OF WAYS. WE TEND
20 TO FEEL THAT WE'VE TAKEN PERHAPS THE GREATEST ACTIONS, BUT
21 A VARIETY OF THE CAMPUSES DO NATIONWIDE. THE UNIVERSITY
22 OF CINNCINATI HAS DEVELOPED A MODEL. THERE'S THE
23 WISCONSIN PLAN AND THE MICHIGAN PLAN. STANFORD JUST
24 ISSUED A REPORT ON RACE RELATIONS AND AFFIRMATIVE ACTION
25 THERE. AND I HAVE BROUGHT FOR THE COMMISSION COPIES OF

1 THAT MATERIAL SO THAT YOU WOULD HAVE SOME IDEA OF WHAT'S
2 HAPPENING ON A NATIONWIDE BASIS AND NOT JUST AT ONE
3 UNIVERSITY.

4 HONORABLE RODRIGUEZ: THAT REENFORCES WHAT WAS SAID
5 EARLIER BY THE REPRESENTATIVE OF THE DEPARTMENT OF
6 EDUCATION IN TERMS OF THE CLIENTELE THAT THE UNIVERSITY IS
7 GOING TO BE SERVING. IT'S NOW IN THE HIGH SCHOOL LEVEL
8 MORE THAN 50 PERCENT. AND I KNOW IN THE UNIVERSITY THE
9 PROJECTIONS ARE THERE THAT IN A SHORT NUMBER OF YEARS THE
10 MAJORITY ENROLLMENT IS EXPECTED TO BE NONWHITE.

11 MS. MELLON: WELL, AS I SAID --

12 HONORABLE RODRIGUEZ: SO IT'S TIME THEY ADDRESSED
13 THOSE ISSUES.

14 MS. MELLON: -- OUR ENTERING FRESHMAN CLASS IS OVER
15 50 PERCENT NONWHITE. AND THAT'S ONE OF THE DRIVING FORCES
16 BEHIND OUR ACTIONS AS WELL AS A MORAL AND PHILOSOPHICAL
17 BASIS TOO.

18 HONORABLE RODRIGUEZ: THANK YOU.

19 MONSEIGNEUR BARRY: HAZEL.

20 DR. HAWKINS-RUSSELL: I WANT TO ASK THE QUESTION,
21 HAS YOUR OFFICE WITHIN THE PAST YEAR -- HAVE YOU SEEN AN
22 INCREASE IN THE NUMBER OF HATE CRIMES OR THE KIND OF THING
23 THAT YOU'VE BEEN DISCUSSING? HAVE YOU SEEN AN INCREASE IN
24 THOSE KINDS OF INCIDENTS?

25 MS. FRANK: THERE'S BEEN AN INCREASE IN THE NUMBER

1 OF INCIDENTS THAT DON'T INVOLVE PHYSICAL VIOLENCE, BUT DO
2 INVOLVE HARASSMENT. AND I THINK THAT'S BECAUSE PEOPLE ARE
3 NOW AWARE OF A REPORTING SYSTEM. AND THE UNIVERSITY IS
4 MOBILIZED TO WEIGH AND TO ASSIST IN THE RESOLUTION OF
5 THOSE. I THINK THE NUMBER OF VIOLENT CRIMES HAS REMAINED
6 ABOUT THE SAME.

7 MONSEIGNEUR BARRY: THANKS EVER SO MUCH, CARLOTTA.
8 GOOD TO SEE YOU AGAIN.

9 WE DO HAVE A REPRESENTATIVE FROM
10 SENATOR TORRES' OFFICE WHO WILL BRING US UP TO DATE AFTER
11 WE HEAR OUR FINAL TALK FOR THIS MORNING.

12 THE REPRESENTATIVE NOW FROM THE CITY OF
13 GLENDALE POLICE DEPARTMENT, AGENT LOOP.

14 MR. LOOP: NICE TO SEE YOU AGAIN.

15 MS. MERCADO: GOOD TO SEE YOU TOO. THANK YOU.

16 MONSEIGNEUR BARRY: (UNINTELLIGIBLE) CONCERNING THE
17 POLICE DEPARTMENT THERE IN GLENDALE. LOOKING FORWARD TO
18 YOUR REPORT.

19 MR. LOOP: GOOD MORNING, MONSEIGNEUR, HONORABLE
20 MEMBERS OF THE COMMISSION, LADIES AND GENTLEMEN. I AM
21 AGENT CHRISTOPHER LOOP REPRESENTING CHIEF DAVID THOMPSON
22 OF THE GLENDALE POLICE DEPARTMENT.

23 CHIEF THOMPSON HAS ASKED ME TO CONVEY HIS
24 APOLOGIES FOR NOT APPEARING HERE TODAY. HE WAS OBLIGATED
25 BY A PREVIOUS ENGAGEMENT.

1 IT IS A DISTINCT PLEASURE TO COME BEFORE YOU
2 TODAY AND DISCUSS MY DEPARTMENT'S POLICY AND PROCEDURE FOR
3 RESPONDING TO CRIMES OF BIAS AND HATRED.

4 SINCE THE FALL OF 1986, WE HAVE ENJOYED A
5 CLOSE WORKING RELATIONSHIP WITH THE LOS ANGELES COUNTY
6 COMMISSION ON HUMAN RELATIONS. IT IS THROUGH THE EFFORTS
7 OF THE EXECUTIVE DIRECTOR, EUGENE MORSELL, AND HIS STAFF
8 THAT THE IMPETUS TO CREATE A FORMALIZED REPORTING PROCESS
9 FOR HATE CRIMES WAS NURTURED.

10 THE PROCESS OF DEVELOPING A FORMAL POLICY WAS
11 IN ITSELF AN INTERESTING UNDERTAKING. WHILE ATTEMPTING TO
12 BE INNOVATIVE, BUT NOT ENTIRELY REINVENTING THE WHEEL
13 EITHER, WE LOOKED TO MAJOR EAST COAST CITIES IN ORDER TO
14 DRAW UPON THEIR GREATER EXPERIENCE AND POLICY MODELS. OUR
15 DEPARTMENT UTILIZED THOSE PROCEDURAL EXAMPLES WHICH WERE
16 APPLICABLE, AND WITH OUR OWN EXPERIENCE AND SUBSEQUENT
17 REVISIONS, WE BELIEVE THAT WE HAVE DEVELOPED A
18 COMPREHENSIVE POLICY FOR RESPONDING TO HATE AND BIAS
19 CRIMES.

20 THE DEPARTMENT IMPLEMENTED THE PROCEDURES FOR
21 HATE AND BIAS CRIME INVESTIGATION, DOCUMENTATION AND
22 REPORTING THROUGH THE INTRODUCTION OF A WRITTEN POLICY, A
23 COPY OF WHICH WAS ISSUED TO EACH EMPLOYEE, A COPY OF WHICH
24 I HAVE PROVIDED EACH OF YOU.

25 THE PROCESS OF SENSITIZING OFFICERS TO

1 CULTURAL AWARENESS ISSUES WAS ACCOMPLISHED THROUGH THE USE
2 OF VIDEO TAPE PRESENTATIONS AND ROLL CALL TRAINING.
3 ADDITIONLY, COMMUNITY MEMBERS REPRESENTING VARIOUS
4 CULTURAL GROUPS WERE INVITED TO MAKE PRESENTATIONS TO
5 EMPLOYEE GROUPS.

6 THE NEW POLICY AND PROCEDURES WERE MET BY
7 VARYING DEGREES OF SUCCESS AND FRUSTRATION. THE COMMUNITY
8 RESPONSE WAS ONE OF PRIDE AND SUPPORT FROM THEIR
9 DEPARTMENT. OTHER POLICE AGENCIES, PUBLIC SERVICE
10 ORGANIZATIONS AND HUMAN RELATIONS GROUPS FLATTERED US BY
11 REQUESTING COPIES OF OUR POLICY, ASKING FOR PUBLIC
12 PRESENTATIONS AND CITING THE CITY OF GLENDALE AS AN
13 EXAMPLE.

14 HOWEVER, THERE WAS ANOTHER SIDE TO THIS COIN.
15 AS OUR INVESTIGATIVE PROCEDURES DEVELOPED, AND COMMUNITY
16 TRUST GREW IN OUR APPROPRIATE RESPONSE TO THESE TYPES OF
17 INCIDENTS, SO TOO GREW THE NUMBER OF CRIMES ACCURATELY
18 REPORTED. THIS, UNFORTUNATELY, PAINTED A PICTURE OF OUR
19 COMMUNITY AS ONE WROUGHT WITH PREJUDICE AND VIOLENCE.

20 DURING 1987, VARIOUS HATE GROUPS FOCUSED UPON
21 GLENDALE, AS EITHER A HAVEN FOR EITHER WHITE SUPREMACISTS
22 OR AN INHOSPITABLE ARENA IN WHICH TO STAND UPON ONE'S
23 SOAPBOX. THUS, WE BECAME A STAGE FOR NATIONAL MEDIA
24 ATTENTION.

25 THE CITY OF GLENDALE HAS RECOVERED FROM THE

1 UNDESERVED BRANDING. AND, AGAIN, THIS WAS ACCOMPLISHED IN
2 NO SMALL PART THROUGH THE EFFORTS OF THE LOS ANGELES
3 COUNTY COMMISSION ON HUMAN RELATIONS. IT IS NOT BECAUSE
4 OUR COMMUNITY IS UNLIKE SO MANY OTHERS, CAUGHT IN A
5 TRANSITION OF GROWTH WITH THE INFLUX OF DIVERSE IMMIGRANT
6 GROUPS. IT WAS BECAUSE WE WERE ATTEMPTING TO RECOGNIZE
7 THE EXISTENCE OF BIAS CRIMES, AND, OPENLY, APPROPRIATELY,
8 RESPONDING TO THEM.

9 DATA COLLECTION OF ALL BIAS AND HATE CRIMES
10 IS HANDLED DIRECTLY THROUGH THE OFFICE OF THE CHIEF OF
11 POLICE. AS HIS REPRESENTATIVE, I AM NOTIFIED NIGHT OR DAY
12 BY THE OFFICERS IN THE FIELD FOR ANY OCCURRENCE OF A BIAS
13 OR HATE CRIME. BASED UPON THE CATEGORY OF THE CRIME,
14 INVESTIGATIVE OFFICERS ARE ASSIGNED, AND A COMBINED
15 INVESTIGATION BY PERSONNEL FROM THE INVESTIGATIVE SERVICES
16 DIVISION AND THE CHIEF'S OFFICE IS MADE. BASED UPON OUR
17 FINDINGS, THE CRIME IS CLASSIFIED AS A CONFIRMED OR
18 UNCONFIRMED BIAS CRIME.

19 INCIDENTS OF BIAS CRIMES ARE REPORTED TO THE
20 LOS ANGELES COUNTY COMMISSION ON HUMAN RELATIONS, AND
21 COMPARISONS OF DATA ARE PERIODICALLY MADE FOR ACCURATE
22 ACCOUNTING. THE GLENDALE POLICE DEPARTMENT HAS MAINTAINED
23 A SUMMARY OF CONFIRMED INCIDENTS OF BIAS CRIME AS OF
24 JANUARY 1986. THE SUMMARY REFLECTS THE FOLLOWING NUMBER
25 OF INCIDENTS:

1 IN 1986, THERE WERE 4. IN 1987, WHICH WAS
2 THE HIGHEST NUMBER, IT WAS 12. DURING 1988, THERE WERE 3.
3 AND THUS FAR IN 1989, THERE ARE 2.

4 NOTABLY, OF THOSE ARRESTED AND PROSECUTED FOR
5 THE COMMISSION OF THESE VARIOUS CRIMES, TWO WERE
6 SUCCESSFULLY SENTENCED UNDER THE TERRORISM SECTIONS OF THE
7 PENAL CODE.

8 OUR DEPARTMENT ENDORSES AND ENCOURAGES THE
9 MANDATORY REPORTING OF HATRED AND BIAS CRIMES. ONLY
10 THROUGH APPROPRIATE DOCUMENTATION CAN WE IN LAW
11 ENFORCEMENT AND THE COMMUNITIES WE SERVE GAIN AN ACCURATE
12 PICTURE OF THE NEEDS OF THOSE WHO ARE TARGETS OF SUCH
13 CRIMES.

14 ADDITIONALLY, WE WOULD ENCOURAGE THE
15 MANDATORY REPORTING OF INCIDENTS OF CRIMES OCCURRING
16 WITHIN THE SCHOOLS, WHEREIN, INITIATING FACTORS WERE THOSE
17 MOTIVATED BY RACE, RELIGION, ETHNICITY OR SEXUAL
18 ORIENTATION. HERETOFORE, MANY OF THESE ARE UNKNOWN TO LAW
19 ENFORCEMENT, OR OTHER APPROPRIATE ENTITIES, AND ARE ONLY
20 REFERRED TO WHEN THE SITUATION ESCALATES TO CRIMES OF
21 VIOLENCE.

22 IN CLOSING, CITING THE PURPOSE OF OUR
23 DEPARTMENT'S GENERAL ORDER ON HATE CRIMES: THE GLENDALE
24 POLICE DEPARTMENT TAKES A PROACTIVE ROLE IN PROMOTING
25 PEACE AND HARMONY WITHIN THE COMMUNITY AND IN ENSURING

1 THAT RIGHTS GUARANTEED BY STATE LAWS AND THE CONSTITUTION
2 OF THE UNITED STATES ARE PROTECTED FOR ALL CITIZENS,
3 REGARDLESS OF THEIR RACE, COLOR, ETHNICITY, RELIGION OR
4 SEXUAL ORIENTATION. WHEN SUCH RIGHTS ARE INFRINGED UPON
5 BY VIOLENCE, INTIMIDATION, THREATS OR OTHER HARASSMENT,
6 THE DEPARTMENT WILL USE EVERY NECESSARY RESOURCE TO
7 RAPIDLY AND DECISIVELY IDENTIFY THE PERPETRATORS, ARREST
8 THEM AND BRING THEM BEFORE THE COURT.

9 THANK YOU.

10 MONSEIGNEUR BARRY: THANK YOU.

11 ARE THERE ANY FURTHER QUESTIONS?

12 HONORABLE RODRIGUEZ: IN ADDITION TO GETTING THE
13 STATEMENT THAT YOU PROVIDED US, DO YOUR OFFICERS GET
14 CONTINUAL TRAINING --

15 MR. LOOP: YES, SIR.

16 HONORABLE RODRIGUEZ: -- IN WHAT'S CONTAINED IN THE
17 POLICY HERE?

18 MR. LOOP: YES, SIR. OUR DEPARTMENT IS INNOVATIVE,
19 I BELIEVE, IN THAT REGARD AS WELL, IN THAT WE NOW HAVE A
20 DESIGNEE WHO IS THE HUMAN RELATIONS COORDINATOR. THAT IS
21 HIS PRIME FUNCTION WITHIN THE DEPARTMENT TO RESPOND TO
22 ISSUES WITHIN OUR AGENCY OF ANY BIAS NATURE. WE ALSO HAVE
23 A HUMAN RELATIONS COMMITTEE, WHICH MEETS PERIODICALLY AT
24 THE DIRECTION OF THE HUMAN RELATIONS COORDINATOR. THAT
25 HUMAN RELATIONS COORDINATOR ANSWERS DIRECTLY TO THE CHIEF

1 OF POLICE.

2 MONSEIGNEUR BARRY: VERY GOOD.

3 MS. CASTRO: IN THOSE INCIDENTS IN WHICH YOUR
4 OFFICERS DETERMINE THAT THE CRIME HAS BEEN RACIALLY
5 MOTIVATED, DO YOU SEE A SUPPORT SERVICE IN TERMS OF OTHER
6 ASPECTS OF THE LEGAL SYSTEM?

7 MR. LOOP: I THINK WE'VE BEEN VERY FORTUNATE IN
8 SOME REGARD TO THE FACT THAT WE WERE THE CENTER OF A LOT
9 OF MEDIA ATTENTION. I THINK THAT THIS HAS MADE A LOT OF
10 PEOPLE WITHIN THE SYSTEM AWARE. THEY'RE VERY CONSCIOUS
11 THAT WE HAVE A REPUTATION, RIGHTLY OR WRONGLY DESERVED.
12 THEY'RE ALL RESPONDING TO IT. SO THAT WHEN WE TAKE A
13 FILING FOR A CRIMINAL CASE TO THE DISTRICT ATTORNEY'S
14 OFFICE, THE COOPERATION IS THERE. AND I THINK THE
15 JUDICIAL SYSTEM IS WORKING VERY WELL IN OUR FAVOR.

16 MS. CASTRO: THANK YOU.

17 HONORABLE RODRIGUEZ: IN TERMS OF PROSECUTING THE
18 KINDS OF CASES THAT YOU HANDLE, HAVE YOU BECOME AWARE OF
19 ANY GAPING HOLE IN THE EXISTING LAWS THAT WOULD ENABLE YOU
20 TO MAKE PROSECUTION EASIER IF THAT HOLE WERE FILLED? ANY
21 COME TO MIND?

22 MR. LOOP: NO, SIR. I THINK WITH THE ADVENT OF THE
23 LATEST ADDITIONS, WE'RE UTILIZING THE TERRORISM SECTION.
24 THEY'RE QUITE APPROPRIATE TO OUR NEEDS, QUITE A
25 SATISFACTORY RESULT.

1 HONORABLE RODRIGUEZ: THANK YOU.

2 MS. MERCADO: I'D LIKE TO COMMENT, MONSEIGNEUR, FOR
3 THE BENEFIT OF THE COMMISSIONERS. I HAD THE OPPORTUNITY
4 TO HEAR CHIEF THOMPSON ADDRESSING OTHER CHIEFS OF POLICE
5 AT -- WHAT DO YOU CALL IT? YOUR CHIEFS OF POLICE FORUM?

6 MR. LOOP: ASSOCIATION.

7 MS. MERCADO: ASSOCIATION. AND I THINK WHAT'S
8 IMPORTANT HERE IS YOU HAVE ONE CHIEF OF POLICE ACTIVELY
9 ENCOURAGING OTHER CHIEFS OF POLICE. SO THE MESSAGE IS
10 COMING FROM THE TOP ON THE IMPORTANCE OF COLLECTING THIS
11 INFORMATION, INVESTIGATING AND PROSECUTING THESE KINDS OF
12 CRIMES. AND IF WE COULD GET OTHERS TO FOLLOW THAT
13 EXAMPLE, I THINK WE WOULD GO A LONG WAY.

14 THANK YOU.

15 MONSEIGNEUR BARRY: THANK YOU EVER SO MUCH.

16 HAZEL?

17 DR. HAWKINS-RUSSELL: I THINK THAT THE CHIEF OF
18 POLICE SHOULD HAVE A COMMENDATION FROM OUR COMMISSION ON
19 HIS EFFORTS.

20 MONSEIGNEUR BARRY: VERY GOOD. I'D BE DELIGHTED.

21 BEFORE WE DO BREAK FOR LUNCH NOW, AUDREY
22 NODA IS HERE FROM SENATOR TORRES AND WILL BE ABLE TO GIVE
23 US AN UPDATE ON HOW THINGS ARE GOING.

24 UNIDENTIFIED VOICE: I THINK I SAW HER LEAVE.

25 MONSEIGNEUR BARRY: DID SHE LEAVE?

1 UNIDENTIFIED VOICE: SHE'S GOING TO DO IT AFTER
2 LUNCH.

3 MONSEIGNEUR BARRY: SHE'LL DO IT AFTER LUNCH. OH,
4 ALL RIGHT. WE'LL GET THE UPDATE AFTER LUNCH THEN. NOW
5 WE'LL HAVE THE OPPORTUNITY TO BREAK FOR LUNCH.

6 MS. MERCADO: WE DID NOT MAKE ANY FORMAL LUNCHEON
7 ARRANGEMENTS. SO I THINK YOU'RE ALL ON YOUR OWN, BUT WE
8 SHOULD PROBABLY BE BACK HERE BY 1:30. AND I THINK WE CAN
9 PROBABLY ALL GO SOMEPLACE CLOSE BY, AND WE'LL HAVE A
10 CHANCE TO INTERACT. WE HAVEN'T SEEN EACH OTHER FOR SO
11 LONG.

12 (LUNCHEON RECESS.)

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1 LOS ANGELES, CALIFORNIA; FRIDAY, JUNE 30, 1989

2 1:30 P.M.

3 - 0 -

4 MONSEIGNEUR BARRY: WOULD YOU LIKE TO COME UP AND
5 GIVE US YOUR REPORT FROM THE SANTA ANA POLICE DEPARTMENT.

6 BEFORE YOU WERE BORN, CHIEF ALLEN WAS A VERY
7 GOOD FRIEND OF MINE.

8 LIEUTENANT FOOTE: OH, WAS HE?

9 MONSEIGNEUR BARRY: YES. GREAT GUY.

10 WELCOME ABOARD. GLAD TO HAVE YOU WITH US.

11 LIEUTENANT FOOTE: I ASSUME THE WAY TO GET STARTED
12 IS TO FIRST APOLOGIZE FOR NOT HAVING A WRITTEN STATEMENT.
13 I'VE BEEN ON VACATION -- AS A MATTER OF FACT, I GOT BACK
14 AT ELEVEN O'CLOCK LAST NIGHT, AND HERE I AM TODAY.

15 I SPOKE WITH MS. CASTRO BEFORE WE STARTED,
16 AND SHE SUGGESTED THAT I TRY TO FOLLOW IT UP WITH A
17 WRITTEN REPORT LATER ON WITH WHAT WE ARE DOING AS A POLICE
18 DEPARTMENT AND AS A CITY GOVERNMENT.

19 PROBABLY, THE BEST I THINK I CAN START WITH
20 IS TO SAY THAT SO FAR TODAY IT'S MY UNDERSTANDING THAT YOU
21 HEARD ABOUT RACIALLY MOTIVATED, MINORITY MOTIVATED,
22 CULTURALLY MOTIVATED AND, PERHAPS, EVEN RELIGIOUSLY
23 MOTIVATED VIOLENT CRIMINAL ACTIVITIES THAT ARE OCCURRING
24 IN THE STATE OF CALIFORNIA.

25 AND WHAT YOU HEARD SO FAR TODAY DEALS

1 PRIMARILY WITH PROBLEMS CREATED BY BIGOTRY, DISCRIMINATION
2 AND A GENERAL LACK OF UNDERSTANDING, MISPERCEPTIONS AND
3 STEROTYPING OF DIVERSE CULTURES THAT EXIST WITHIN OUR
4 STATE AND WITHIN OUR POPULATION AND, IN SOME CASES, ALL
5 TOO UNFORTUNATELY SOME ABERRANT PSYCHOLOGICAL RESPONSES TO
6 PERCEPTIONS OF DIFFERENCES AND THE INABILITY TO TOLERATE
7 DIFFERENCES OR TO UNDERSTAND OR A WILLINGNESS TO PLACE
8 BLAME OR BLAME DIFFERENCES TO EXPLAIN ONE'S OWN FAILURES
9 IN LIFE, WHICH TENDS TO MAKE THE AIRHEAD INTO THE ARYAN,
10 MAKE THE POOR, THE OPPRESSED AND, PERHAPS, EVEN THE
11 IGNORANT INTO THE BIGOT.

12 SANTA ANA, TO DATE, HAS LARGELY REMAINED SORT
13 OF AN ISLAND IN THE MIDDLE OF THIS TURBULENCE THAT'S GOING
14 ON WITHIN THE STATE OF CALIFORNIA. WE HAVE SEEN VERY
15 LITTLE OF THIS TYPE OF VIOLENT ACTIVITY OR THIS TYPE OF
16 CRIMINAL ACTIVITY FOR THE PAST SEVERAL YEARS. TO BE SURE
17 WE'VE HAD OUR PROBLEMS IN THE PAST. BUT OVER THE PAST
18 SEVERAL YEARS, WE HAVE BEEN RELATIVELY CALM, RELATIVELY
19 PEACEFUL WITH ALMOST NO INCIDENTS OR NO REPORTED INCIDENTS
20 OF THIS TYPE OF ACTIVITY WITHIN OUR CITY.

21 AND THAT'S, I DON'T THINK, BY WAY OF BEING AN
22 ACCIDENT. IT'S LARGELY AS A RESULT OF POLICIES AND
23 PROCEDURES AND THE BASIC PHILOSOPHY OF DOING BUSINESS
24 THAT'S BEEN IMPLEMENTED WITHIN OUR CITY, BOTH AT THE
25 GOVERNMENTAL LEVEL AND AT THE TRAINING LEVEL FOR THE PAST

1 SEVERAL YEARS, WHICH HAS PROVEN, I THINK, TO BE QUITE
2 SUCCESSFUL IN THIS AREA.

3 PERHAPS, I'D LIKE TO GIVE SOME BACKGROUND AS
4 TO WHAT SANTA ANA ACTUALLY IS AND WHY WE PLACE SUCH A
5 PIVOTAL TYPE OF ROLE IN THIS TYPE OF ISSUE. WE'RE A SMALL
6 CITY, COUNTY SEAT OF ORANGE COUNTY, 27.2 SQUARE MILES.
7 OUR 1989 DEMOGRAPHIC ESTIMATES, WHICH ARE BASED UPON 1980
8 CENSUS FIGURES, INDICATE OUR POPULATION TO BE
9 APPROXIMATELY 237,000: 54 PERCENT OF WHICH IS HISPANIC;
10 3 PERCENT, BLACK; AND 6 PERCENT ASIAN-AMERICAN AND PACIFIC
11 ISLANDERS.

12 WE ESTIMATE, BASED UPON THE 1990 CENSUS
13 FIGURES AND BASED UPON OUR ACTUAL INTERPRETATION OR
14 FEELING OF WHAT'S GOING ON IN OUR COMMUNITY, THAT THE 1990
15 CENSUS WILL SHOW THAT WE HAVE GROWN TO APPROXIMATELY
16 300,000 PEOPLE, WHICH WILL BE APPROXIMATELY 60 TO
17 65 PERCENT HISPANIC, 3 PERCENT BLACK AND 10 PERCENT ASIAN,
18 A NOTABLE INCREASE IN BOTH THE ASIAN AND THE HISPANIC
19 POPULATION WITHIN OUR COMMUNITY.

20 AND THIS SEEMS TO BE BORNE OUT BY OUR LATEST
21 SCHOOL ENROLLMENT FIGURES IN OUR HIGH SCHOOLS, WHICH
22 INDICATE THAT WITHIN OUR TOTAL STUDENT POPULATION, OUR
23 POPULATION IS APPROXIMATELY 93 PERCENT MINORITY. THAT
24 INDICATES QUITE A RADICAL SHIFT IN POPULATION IN OUR
25 COMMUNITY WITHIN THE NOT TOO DISTANT PAST, EVEN SO FAR AS

1 OFFICERS NOW RETIRING WITH 30 YEARS ON OUR DEPARTMENT
2 REMEMBER WHEN SANTA ANA WAS A SMALL CITY OF 25,000, 30,000
3 POPULATION, PRIMARILY SURROUNDED BY AGRICULTURAL LANDS AND
4 SEVERAL MIGRANT LABOR CAMPS KNOWN AS POLONIAS. BUT WE
5 HAVE CHANGED RADICALLY OVER THE PAST 30 YEARS.

6 WHAT WE HAVE IN SANTA ANA AT THE PRESENT TIME
7 IS A LOCAL GOVERNMENT, A MUNICIPAL GOVERNMENT WHICH IS
8 EXTREMELY SENSITIVE TO WHAT IS GOING ON WITHIN OUR
9 COMMUNITY. IT HAS A COMMITMENT TO THE COMMUNITY TO
10 PREVENT BARRIERS FROM DEVELOPING, TO DESTROY BARRIERS AS
11 THEY DEVELOP AND TO BECOME VERY HEAVILY INVOLVED WITH OUR
12 COMMUNITY THROUGH OUR HIRING PRACTICES, THROUGH OUR
13 TRAINING PROGRAMS AND THROUGH OUR INVOLVEMENT WITH THE
14 COMMUNITY AT LARGE.

15 SANTA ANA POLICE DEPARTMENT IS PRIMARILY
16 INVOLVED IN THIS EFFORT IN FOUR SPECIFIC AREAS. THOSE
17 WOULD BE: IN-SERVICING TRAINING, OUR RECRUITMENT AND
18 HIRING POLICIES AND PRACTICES, OUR COMMUNITY INVOLVEMENT
19 AND OUR BASIC PHILOSOPHY OF HOW LAW ENFORCEMENT SHOULD AND
20 MUST BE IMPLEMENTED WITHIN OUR COMMUNITY.

21 IN THE AREA OF RECRUITMENT AND HIRING, AT THE
22 PRESENT TIME SANTA ANA POLICE DEPARTMENT HAS 372 SWORN
23 OFFICERS AND 171 NONSWORN OFFICERS. WE'RE A TOTAL OF 543
24 EMPLOYEES, 33 PERCENT OF WHICH ARE MINORITIES. WE HAVE
25 27.25 PERCENT HISPANIC, 3 PERCENT ASIANS, 3 PERCENT BLACK.

1 AND THAT'S NOT GOOD ENOUGH. WE KNOW THAT.

2 WE KNOW WE HAVE A NEED TO DEAL WITHIN OUR
3 COMMUNITY. AND WE ARE AGGRESSIVELY RECRUITING PEOPLE FROM
4 MINORITY GROUPINGS TO BECOME POLICE OFFICERS, BOTH SWORN
5 AND NONSWORN OFFICERS WITH OUR DEPARTMENT. IN THAT AREA,
6 WE EMPLOY A PRE-EMPLOYMENT RECRUITING ORGANIZATION
7 PROGRAM, WHICH IS HEAVILY ADVERTISED IN THE MEDIAS. WE
8 EMPLOY RECRUITMENT INCENTIVES. WE HAVE TEAMS OF SELECTED
9 RECRUITING OFFICERS THAT THEIR PRIMARY FUNCTION IS TO WORK
10 IN THE AREA OF PERSONNEL RECRUITMENT FOR OUR POLICE
11 DEPARTMENT. IN ADDITION, WE ARE WORKING VERY HEAVILY WITH
12 THE NEW PROGRAM, A PILOT PROGRAM BEING DEVELOPED BY GOLDEN
13 WEST COLLEGE IN HUNTINGTON BEACH CALLED PROJECT AERO.

14 I DON'T KNOW IF YOU'RE FAMILIAR WITH PROJECT
15 AERO. IT'S AN ACRONYM. IT STANDS FOR THE ADVANCEMENT OF
16 ETHNIC RECRUITMENT OPPORTUNITIES. AND IT'S A PROGRAM
17 ORIGINALLY DESIGNED FOR LAW ENFORCEMENT, BUT IT LOOKS LIKE
18 IT'S GOING TO BE EXPANDED WELL BEYOND LAW ENFORCEMENT TO
19 ALL AREAS OF PUBLIC AND EVEN SOME PRIVATE SECTOR
20 RECRUITMENT FOR MINORITY INDIVIDUALS.

21 THE PROJECT AERO IS RIGHT NOW IN ITS VERY
22 INFANCY. HOWEVER, WE'VE THROWN OUR SUPPORT BEHIND THE
23 PROJECT AS HAVE MOST OTHER POLICE DEPARTMENTS IN ORANGE
24 COUNTY. AND WE LOOK AT PROJECT AERO AS BEING A WAY TO
25 HELP US TO OBTAIN OUR RECRUITMENT GOALS, OUR RECRUITMENT

1 NEEDS OVER THE NEXT SEVERAL YEARS.

2 IN ADDITION, (UNINTELLIGIBLE) LISTING FOR OUR
3 HIRING LISTINGS, WHICH IS THE WAY TO EXPEDITE IN THE
4 HIRING OF MINORITY INDIVIDUALS INTO OUR DEPARTMENT. WE
5 ALSO UTILIZE -- ONCE AN INDIVIDUAL IS ON BOARD IN OUR
6 DEPARTMENT, WE UTILIZE A VARIETY OF IN-SERVICE TRAINING
7 DEVICES TO ATTEMPT TO ADDRESS THE PROBLEMS THAT DURING THE
8 1960'S CREATED SO MANY PROBLEMS WITHIN THE UNITED STATES
9 IN TERMS OF LAW ENFORCEMENT.

10 WHAT WE UTILIZE PRIMARILY DEALS WITH A
11 PRE-SERVICE ORIENTATION PROGRAM FOR ALL NEW EMPLOYEES
12 COMING ON BOARD THE SANTA ANA POLICE DEPARTMENT, DEALING
13 WITH THE COMMUNITY AT LARGE, THE MAKE-UP OF THE COMMUNITY
14 AND THE VARIOUS CULTURES THAT EXIST WITHIN THE COMMUNITY.

15 WE ALSO UTILIZE A POST ACADEMY ORIENTATION
16 AND TRAINING PROGRAM, WHICH IS REENFORCED THROUGHOUT OUR
17 FIELD TRAINING OFFICER PROGRAM. IN ADDITION, VARIED
18 PERFORMANCE EVALUATION STRATEGIES THAT ARE EMPLOYED FOR
19 OUR EMPLOYEES THROUGHOUT THEIR CAREER EMPHASIZE THESE SAME
20 VALUES.

21 WE ARE AT THE PRESENT TIME INVOLVED WITH THE
22 ORANGE COUNTY HUMAN RELATIONS COMMISSION IN DEVELOPING A
23 SERIES OF TRAINING VIDEOS, WHICH WILL BE UTILIZED
24 THROUGHOUT ORANGE COUNTY AND THEN, HOPEFULLY, THROUGHOUT
25 THE STATE DEALING WITH CULTURAL AWARENESS AND INFORMING

1 LAW ENFORCEMENT OFFICERS. THE PROGRAMS WILL BE GEARED
2 PRIMARILY AS TRAINING MATERIALS FOR LAW ENFORCEMENT,
3 TOWARDS BEING SENSITIVE TO THE DIFFERENCES BETWEEN VARIOUS
4 CULTURES AND HOW THOSE DIFFERENCES CAN IMPACT THE WAY IN
5 WHICH THE LAW ENFORCEMENT OFFICER IS PERCEIVED WITHIN THE
6 COMMUNITY.

7 THAT I THINK IS PROBABLY ONE OF THE KEYS TO
8 WHAT LAW ENFORCEMENT'S APPROACH MUST BE WITHIN OUR VARIOUS
9 COMMUNITIES, THAT IS, OUR ABILITY TO FUNCTION EFFECTIVELY
10 WITHIN ANY COMMUNITY IS BASED UPON THE COMMUNITY'S
11 PERCEPTION OF US. THE COMMUNITY'S PERCEPTION OF LAW
12 ENFORCEMENT AND LAW ENFORCEMENT CONTACT DETERMINES THE
13 REACTION OF THE INDIVIDUAL TO THE LAW ENFORCEMENT CONTACT.

14 THEREFORE, WE NEED TO BE AWARE OF HOW WE ARE
15 PERCEIVED BY THE COMMUNITIES THAT WE SERVE IN ORDER SO
16 THAT WE CAN AVOID BEING MISPERCEIVED, SO THAT WE CAN AVOID
17 CREATING OR CONTRIBUTING TO ANY TYPE OF A MISUNDERSTANDING
18 AS WE MAKE A PUBLIC CONTACT. THAT WILL BE THE PRIMARY
19 EMPHASIS OF THE TRAINING MATERIALS WHICH WE ARE CURRENTLY
20 DEVELOPING, THE FIRST OF WHICH WE HOPE TO HAVE COMPLETED
21 BY SEPTEMBER. THE REMAINDER OF WHICH WILL BE COMPLETED BY
22 THE END OF THIS CALENDAR YEAR HOPEFULLY.

23 I SPOKE EARLIER ABOUT OUR BASIC PHILOSOPHY OF
24 DOING BUSINESS AS A LAW ENFORCEMENT AGENCY. AND I MUST
25 SAY THAT THIS IS PROBABLY THE KEY WHY WE AS A COMMUNITY

1 OR WHY WE AS A POLICE DEPARTMENT HAVE ENCOUNTERED SO FEW
2 PROBLEMS IN OUR COMMUNITY OVER THE PAST SEVERAL YEARS.

3 WHAT IT GETS DOWN TO IS QUITE SIMPLE. WE ARE
4 THE COMMUNITY. WE ARE NOT A LAW ENFORCEMENT AGENCY
5 IMPOSING OUR VIEW OF LAW ENFORCEMENT UPON OUR COMMUNITY.
6 WE ARE NOT IMPOSING OUR VALUES UPON ANY GIVEN COMMUNITY OR
7 UPON THE CITY OF SANTA ANA.

8 STARTING BACK IN 1973 WITH THE IMPLEMENTATION
9 OF TEAM POLICING BY THE SANTA ANA POLICE DEPARTMENT WITHIN
10 OUR COMMUNITY, WE DEVELOPED A PHILOSOPHY OF LAW
11 ENFORCEMENT WHICH SPECIFIES THAT WE, IN TERMS OF LAW
12 ENFORCEMENT, REFLECT THE VALUES OF OUR COMMUNITY. WE
13 REFLECT THE VALUES OF OUR COMMUNITY IN TERMS OF FAMILY, IN
14 TERMS OF ETHICS, IN TERMS OF OUR ABILITY TO BUILD A BETTER
15 LIFE FOR OUR CHILDREN. WE ARE PARTNERS WITH OUR COMMUNITY
16 AND ARE VERY HEAVILY INVOLVED WITH THE COMMUNITY IN
17 ADDRESSING CRIMES AND THOSE OTHER SPECIFIC PROBLEMS WHICH
18 ADVERSELY AFFECT THE QUALITY OF LIFE IN OUR COMMUNITY.

19 THOSE CONDITIONS, THOSE PROBLEMS, THOSE
20 SITUATIONS AS THEY EXIST, CONTRIBUTE TO CRIME. THEY BREED
21 CRIME. THEY ARE THE CAUSE OF CRIME. WE ADDRESS THOSE
22 PROBLEMS BECAUSE WE ARE THE COMMUNITY, AND THOSE PROBLEMS
23 AFFECT THE WAY WE LIVE BECAUSE OF THE FACT THAT WE SPEND
24 ONE-THIRD OF OUR LIVES FOR ALL INTENTS AND PURPOSES ON THE
25 STREETS OF THE CITY OF SANTA ANA. THEREFORE, WE,

1 REGARDLESS OF WHERE WE LIVE, ARE CITIZENS OF THAT CITY
2 PERHAPS MORE THAN ANYONE ELSE IN THAT TOWN. WE ARE THE
3 COMMUNITY. THE COMMUNITY IS US. AND THERE IS NO DOUBT IN
4 THE MINDS OF ANY OF OUR EMPLOYEES THAT THAT'S WHAT WE'RE
5 ALL ABOUT.

6 OUR NEXT STEP WITHIN THE NEW FEW YEARS WILL
7 BE THE DEVELOPMENT OF A PROBLEM-ORIENTED POLICING APPROACH
8 TO LAW ENFORCEMENT WHICH WILL INCLUDE THE INTEGRATION OF
9 ALL PUBLIC SERVICES. NOW, THAT SOUNDS A BIT FAR-FETCHED,
10 BUT HOW IT EVOLVES, QUITE HONESTLY, IS THIS.

11 WE AS A LAW ENFORCEMENT AGENCY ARE THE ONLY
12 ARM OF MUNICIPAL GOVERNMENT THAT'S OPEN AND ACCESSIBLE TO
13 THE GENERAL PUBLIC 24 HOURS A DAY, 7 DAYS A WEEK. WE ARE
14 ALSO FOR THE MAJORITY OF OUR CITIZENS -- THANK GOD -- THE
15 ONLY BRANCH OF GOVERNMENT THAT THEY WILL EVER COME IN
16 CONTACT WITH. THEREFORE, WE AS A POLICE DEPARTMENT, IN
17 CONCERT WITH THE REMAINDER OF CITY GOVERNMENT, ARE IN THE
18 PROCESS OF INTEGRATING ALL AVAILABLE SERVICES TO ADDRESS
19 COMMUNITY PROBLEMS AND CONCERNS AS THEY EXIST ON THE
20 STREET.

21 IT MAKES NO SENSE TO ADDRESS THE SYMPTOM OF A
22 PROBLEM WITHOUT ADDRESSING THE PROBLEM. YOU CAN RESPOND
23 TO A CALL FOR SERVICE AT AN INDIVIDUAL'S RESIDENCE 100
24 TIMES, AND YOU'VE DONE NOTHING 99 TIMES OUT OF 100.
25 ELIMINATE THE REASON FOR THE RESPONSE AND YOU CAN

1 ELIMINATE THE OTHER 99 RESPONSES TO THE LOCATION.

2 WE BELIEVE THAT THIS WILL BE THE NEXT STEP IN THE WAY WE
3 MUST GO IN ORDER TO ADDRESS THE PROBLEMS WITHIN OUR
4 COMMUNITY, OUR ENTIRE COMMUNITY.'

5 WHAT OUR NET RESULT -- WHAT WE HAVE BEEN
6 DOING AND I REALIZE I'M HITTING THIS VERY QUICKLY BECAUSE
7 OF TIME LIMITATIONS -- THE NET RESULT OF WHAT WE HAVE BEEN
8 DOING IN THE CITY OF SANTA ANA IS AWARENESS ON THE PART OF
9 OUR OFFICERS AS TO THE FACT THAT WE DO HAVE CULTURAL
10 DIFFERENCES THAT EXIST WITHIN OUR COMMUNITY, AWARENESS TO
11 THE FACT THAT EACH OF THESE CULTURES BRINGS THEIR OWN
12 SPECIFIC VALUES INTO THEIR LIVES, INTO THE VERY CONTACT
13 WITH LAW ENFORCEMENT PERSONNEL AND GOVERNMENT PERSONNEL ON
14 A DAILY BASIS. THEIR CULTURAL VALUES AND THE WAY THAT
15 THEY PERCEIVE THE WORLD THROUGH THOSE VALUES DETERMINES
16 THEIR REACTION TO GOVERNMENT, DETERMINES THEIR REACTION TO
17 US AND, BEING AWARE OF THOSE VALUES, DETERMINES HOW WE ARE
18 PERCEIVED BY THOSE INDIVIDUALS.

19 WE DEVELOPED WITHIN OUR OFFICERS A SENSE OF
20 OWNERSHIP WITHIN THE COMMUNITY BECAUSE WE ARE CITIZENS OF
21 THE COMMUNITY. WE DEVELOPED A SENSE OF BELONGING AND
22 ACCEPTANCE WITHIN OUR COMMUNITY, WHICH I THINK IS
23 EXHIBITED BY THE AMOUNT OF COMMUNITY SUPPORT THAT WE HAVE
24 WITHIN THE CITIZENRY AT LARGE WITHIN OUR COMMUNITY.

25 AND WE'VE ALSO DEVELOPED ONE OTHER FACTOR.

1 AND THAT IS WITHIN OUR POLICE DEPARTMENT AND WITHIN OUR
2 CITY GOVERNMENT THERE IS NO ROOM FOR INTOLERANCE. THERE
3 IS NO ROOM FOR REMARKS. THERE IS NO ROOM FOR ANYTHING
4 THAT WOULD INTERFERE WITH THE ABILITY OF ALL OF US AS
5 PEOPLE TO GET ALONG.

6 POSSIBLY, THE BEST EXAMPLE OR BEST INDICATION
7 OF THAT THAT I CAN GIVE IS THE FACT THAT IN THE PAST TEN
8 YEARS, SANTA ANA POLICE DEPARTMENT HAS BEEN THE TARGET OF
9 ONE CIVIL RIGHTS ACTION BASED UPON DISCRIMINATION AGAINST
10 A GROUP OF OFFICERS, WHO WERE SUBSEQUENTLY TERMINATED FROM
11 OUR DEPARTMENT PRIOR TO FILING THE LAWSUIT AND AN EEO
12 COMPLAINT LODGED BY ANOTHER OFFICER ALLEGING RACIAL BIAS.

13 IN BOTH CASES, THE CITY AND THE POLICE
14 DEPARTMENT PREVAILED. AND IN BOTH CASES THE MINORITY
15 OFFICERS IN OUR DEPARTMENT ROSE TO THE DEPARTMENT'S
16 DEFENSE, WENT TO THE CHIEF EN MASSE AS A GROUP AND
17 VOLUNTEERED TO TESTIFY FOR THE DEPARTMENT IN THE
18 DEPARTMENT'S DEFENSE ANYWHERE, ANY TIME, ANY PLACE. AND
19 IT'S AN UNUSUAL SITUATION, I BELIEVE, WITHIN THE CITY OF
20 SANTA ANA BECAUSE OF THE FACT THAT IT IS NOT UNUSUAL TO
21 WALK INTO OUR ROLL CALL ROOM, TO WALK INTO OUR LOCKER ROOM
22 OR TO WALK INTO OUR DETECTIVE DIVISION AND HEAR THAT AT
23 LEAST HALF OF THE BUSINESS THAT'S BEING CONDUCTED IS BEING
24 CONDUCTED IN A LANGUAGE OTHER THAN ENGLISH, NOT BY THE
25 PEOPLE THAT ARE IN THERE, BUT BY THE OFFICERS DURING THE

1 COURSE OF THEIR DAILY BUSINESS.

2 WE ARE AS CULTURALLY DIVERSE AND ETHNICALLY
3 DIVERSE AS THE COMMUNITY WE SERVE, AND WE LIKE IT THAT
4 WAY.

5 I REALIZE THAT THE TOPIC OF TODAY'S HEARING
6 DEALS PRIMARILY WITH HATE CRIME, BUT I JUST WANTED TO GIVE
7 YOU ANOTHER PERSPECTIVE ON THE ISSUE. AND THAT IS THERE
8 ARE WAYS, THERE ARE STRATEGIES, THERE ARE TECHNIQUES THAT
9 CAN BE EMPLOYED BY GOVERNMENT TO ADDRESS SUCH ISSUES
10 WITHIN OUR OWN STRUCTURES. IF WE DON'T CLEAN OUR OWN
11 HOUSE, HOW CAN WE ADDRESS THE PROBLEMS OF OUR COMMUNITY.
12 WE HAVE TO START AS GOVERNMENTAL AGENCIES IN ADDRESSING
13 THE PROBLEMS OF BIGOTRY, DISCRIMINATION AND HATE-RELATED
14 CRIME WITHIN THE CONFINES OF OUR OWN HOUSE. IF WE CAN DO
15 THAT, THEN, WE AS GOVERNMENT CAN PERHAPS PROVIDE A ROLE
16 MODEL TO THE COMMUNITY.

17 TO BE SURE, THERE ARE THOSE INDIVIDUALS
18 WITHIN OUR COMMUNITY THAT WE CAN'T DO ANYTHING ABOUT OTHER
19 THAN ENFORCEMENT, OTHER THAN THE IMPOSITION OF CRIMINAL
20 SANCTIONS AGAINST THEM. SOME PEOPLE MADE A STATEMENT
21 EARLIER. THAT'S WHERE THE ARYAN COMES FROM -- AIR HEAD.
22 THOSE PEOPLE -- PERHAPS THAT'S THE ONLY WAY.

23 BUT FOR THOSE WHO ARE ON THE CUSP, THOSE WHO
24 ARE IN THE PROCESS OF DEVELOPING THEIR VALUES, THOSE WHO
25 ARE RECENT IMMIGRANTS TO OUR COUNTRY, THOSE WHO ARE NOW

1 DEVELOPING THEIR VALUES AS TO HOW THEY APPROACH THE
2 REMAINDER OF OUR DIVERSE CULTURE GROUPINGS IN OUR
3 COMMUNITIES, PERHAPS GOVERNMENT CAN SERVE AS A ROLE MODEL.
4 AND PERHAPS THAT'S THE WAVE OF THE FUTURE.

5 IN SANTA ANA IT'S DIFFICULT FOR A GOVERNMENT
6 EMPLOYEE, PARTICULARLY A POLICE OFFICER, TO SPEND ANY TIME
7 ON THE STREETS WITHOUT REALIZING THAT PEOPLE, REGARDLESS
8 OF WHERE THEY'RE FROM, REGARDLESS OF THEIR BACKGROUNDS,
9 REGARDLESS OF WHAT LANGUAGE THEY SPEAK ARE SIMPLY PEOPLE.
10 AND THAT IS THE WAY WE APPROACH OUR BUSINESS.

11 YOU CAN'T SPEND ANY TIME ON THE STREETS OF A
12 CITY LIKE SANTA ANA WITHOUT LEARNING A FEW THINGS ABOUT
13 PEOPLE AND A FEW THINGS ABOUT YOURSELF, SOMETIMES OFTEN BY
14 A GREAT DEAL OF INTROSPECTION. PEOPLE COME TO THE UNITED
15 STATES FROM A VARIETY OF LOCATIONS, BUT THEY COME FOR THE
16 SAME REASONS, REGARDLESS OF WHETHER THEY COME FROM SOUTH
17 AMERICA, FROM CENTRAL AMERICA, THE MIDDLE EAST, EUROPE,
18 WHEREVER. THEY COME FOR A VARIETY OF OR FOR BASICALLY THE
19 SAME REASON, AND THAT IS THE DREAM THAT AMERICA HOLDS FOR
20 EVERYONE.

21 SEVERAL YEARS AGO WHEN I WAS IN HIGH SCHOOL,
22 MY BEST FRIEND'S PARENTS WERE DEPORTED BY INS. AND IT
23 CAME AS A SHOCK TO ALL OF US WHO KNEW THE FAMILY BECAUSE
24 OF THE FACT THAT NO ONE EVER ASSUMED THAT THEY WERE
25 ANYTHING OTHER THAN AMERICANS CITIZENS. THERE WERE FIVE

1 CHILDREN. FIVE FAMILIES IN THE NEIGHBORHOOD TOOK THE FIVE
2 CHILDREN IN UNTIL THE PARENTS COULD BE LEGALLY SPONSORED
3 TO RETURN TO THIS COUNTY.

4 THE FATHER IN THIS FAMILY WAS A MAN WHO HAD
5 ENTERED THIS COUNTRY ILLEGALLY AND THEN LATER BROUGHT HIS
6 BRIDE ACROSS FROM MEXICO IN THE LATE 1940'S. HE LOVED
7 THIS COUNTRY AND LOVED THE OPPORTUNITY THAT THIS COUNTRY
8 GAVE HIM SO MUCH THAT IN 1950 HE VOLUNTEERED TO ENLIST IN
9 THE UNITED STATES MARINE CORPS. USING FORGED PAPERS, HE
10 FOUGHT FOR THIS COUNTRY IN KOREA. HE'S DEAD NOW. BUT HIS
11 FIVE KIDS -- THE TWO DAUGHTERS ARE RAISING FAMILIES; ONE
12 SON IS A POLICE OFFICER; ONE SON IS A BAPTIST MINISTER.
13 AND THE THIRD SON IS A CERTIFIED PUBLIC ACCOUNTANT AND AN
14 ATTORNEY. HIS DREAM WAS TO BUILD SOMETHING FOR HIS
15 FAMILY. AND HE SUCCEEDED IN THAT DREAM.

16 ON THE STREETS OF SANTA ANA OR FRESNO OR
17 SACRAMENTO OR LOS ANGELES -- ANYPLACE IN THIS STATE YOU
18 CAN CONTACT PEOPLE WHO ARE HERE LEGALLY FROM A VARIETY OF
19 DIFFERENT BACKGROUNDS AND CULTURES. AND THEIR REASONS FOR
20 WANTING TO BE HERE ARE THE SAME. THE UNITED STATES OF
21 AMERICA IS STILL A SAFE HARBOR, AND IT'S STILL A LAND OF
22 DREAMS. AND I THINK AS LONG AS WE AS GOVERNMENT EMPLOYEES
23 AND PEOPLE CAN BEAR THAT IN MIND, THEN THAT BASIC
24 INTERPRETATION OF WHAT'S GOING ON AROUND US CAN GO A LONG
25 WAY TO ALLEVIATING THE PROBLEMS THAT ARE THE TOPIC OF THIS

1 HEARING.

2 THANK YOU.

3 MONSEIGNEUR BARRY: VERY GOOD.

4 MS. CASTRO?

5 MS. CASTRO: I HAVE TWO QUESTIONS.

6 LIEUTENANT FOOTE: YES, MA'AM.

7 MS. CASTRO: ONE IS, DO YOU SEE AND DO YOU SUSPECT
8 THAT THERE HAS BEEN AN INCREASE IN RECRUITMENT OF
9 ORGANIZATIONS WHO ESPOUSE RACIAL DISCRIMINATION?

10 LIEUTENANT FOOTE: YES, MA'AM. YES, MA'AM, I DO.

11 I THINK THAT IS A PHENOMENON THAT I'M SURE
12 EXISTS ELSEWHERE IN THE STATE OF CALIFORNIA AS WELL AS IN
13 ORANGE COUNTY. AN INDICATOR OF THAT IS OVER A PERIOD OF
14 TIME GO TO YOUR SHOPPING MALLS. LOOK IN YOUR SHOPPING
15 MALLS AT THE YOUNG PEOPLE THAT ARE HANGING AROUND FOR LACK
16 OF ANYTHING BETTER TO DO.

17 OVER THE PAST SEVERAL YEARS, THE PAST FOUR
18 YEARS, FIVE YEARS, JUST AS A CASUAL OBSERVER, THE
19 DIFFERENCE IN THE STYLE OF CLOTHING -- AND IF I MIGHT BE
20 INDULGING IN A STEREOTYPE -- THE DIFFERENCE IN THE STYLE
21 OF CLOTHING, THE DIFFERENCE IN THE STICKERS OR THE BANDS
22 THAT ARE DISPLAYED UPON THE VEHICLES, THE DIFFERENCE IN
23 ATTITUDES OF THE PEOPLE AS WELL AS WHAT WE KNOW BASED UPON
24 INTELLIGENCE INFORMATION, BASED UPON WHAT'S GOING ON AND
25 WHAT OUR KIDS TELL US AS THEY COME FROM SCHOOL DAILY.

1 YEAH, IT'S HAPPENING.

2 MS. CASTRO: IN ADDITION, LET ME ASK ANOTHER
3 QUESTION VERY BRIEFLY. YOU MENTIONED THAT THE ORANGE
4 COUNTY HUMAN RELATIONS COMMISSION WAS DEVELOPING A NUMBER
5 OF VIDEO TAPES. AND I DON'T KNOW IF THE SANTA ANA POLICE
6 DEPARTMENT -- OR AT ONE POINT THE SAN CLEMENTE POLICE
7 DEPARTMENT WAS DEVELOPING A NUMBER OF INTERVIEWING
8 TECHNIQUES IN TRAINING THAT THEY HOPED TO HAVE P.O.S.T.
9 CERTIFIED. I DON'T KNOW IF THAT'S BEEN PART OF THE
10 INCLUSION IN ORANGE COUNTY OR IF ACTUALLY GOT CERTIFIED BY
11 P.O.S.T.

12 LIEUTENANT FOOTE: YES. IT'S MY UNDERSTANDING THAT
13 SERGEANT KUSUNNOKI WITH SAN CLEMENTE P.D. WAS SUCCESSFUL
14 IN GETTING THOSE PROGRAMS P.O.S.T. CERTIFIED. THE
15 TRAINING TAPES WE ARE DEVELOPING AT THE PRESENT TIME ARE
16 BEING DEVELOPED BY THE SANTA ANA POLICE DEPARTMENT,
17 WESTMINSTER POLICE DEPARTMENT, ANAHEIM POLICE DEPARTMENT.
18 ALL OF US ARE THROWING MANPOWER AND RESOURCES INTO THE
19 CREATION OF MATERIALS. AND SERGEANT KUSUNNOKI IS
20 ASSISTING US AS ONE OF THE SCRIPTWRITERS. WE ALSO HAVE A
21 GENTLEMAN, JOSE -- I CAN'T REMEMBER JOSE'S LAST NAME, WHO
22 IS FROM THE ORANGE COUNTY -- CORRECTION, SOUTHWEST
23 REPERTORY THEATER. HE IS A SCRIPTWRITER AND A PLAYWRIGHT,
24 WHO IS WORKING WITH US, ALSO DOING THE FINAL COPY OF THE
25 SCRIPTS. SO, YES, SERGEANT KUSUNNOKI IS STILL VERY MUCH

1 INVOLVED.

2 MS. CASTRO: THANK YOU. LET ME JUST ADD --

3 DR. HAWKINS-RUSSELL: I HAVE A QUESTION. KNOWING
4 THAT SANTA ANA IS THE COUNTY --

5 LIEUTENANT FOOTE: I'M SORRY. I CAN'T HEAR YOU.

6 DR. HAWKINS-RUSSELL: YOU CAN'T HEAR ME.

7 KNOWING THAT SANTA ANA IS THE COUNTY SEAT FOR
8 ORANGE COUNTY AND LISTENING TO THE VERY POSITIVE -- AND I
9 CONGRATULATE YOU ON THE THINGS THAT YOU'VE SAID -- BUT I
10 WONDER IF YOU EVER HEAR ABOUT OR GET ANY INFORMATION
11 RELATIVE TO HATE CRIMES FROM SURROUNDING CITIES, LIKE
12 FULLERTON, YORBA LINDA, ANAHEIM, ORANGE, ET CETERA?

13 LIEUTENANT FOOTE: YES, MA'AM.

14 DR. HAWKINS-RUSSELL: YOU DO?

15 LIEUTENANT FOOTE: YES, MA'AM.

16 DR. HAWKINS-RUSSELL: KNOWING THAT YOU CAN'T SPEAK
17 FOR THOSE, BUT I DON'T THINK THEY COULD BE AS POSITIVE AS
18 SANTA ANA.

19 LIEUTENANT FOOTE: I DON'T THINK THAT THEY WOULD BE
20 AT ALL. AND WHY THAT IS I DON'T KNOW. I BELIEVE THAT IT
21 HAS SOMETHING TO DO WITH WHAT I DISCUSSED IN TERMS OF THE
22 BASIC NATURE OF THE CITY OF SANTA ANA, IN WHICH MINORITIES
23 ARE THE MAJORITY. AND PERHAPS THAT'S THE ANSWER TO THE
24 WHOLE ISSUE DOWN THE ROAD AS WE AS A PEOPLE DEVELOP. I
25 DON'T KNOW.

1 PERHAPS JUST THE ELIMINATION OF MINORITIES TO
2 THE POINT WHERE WE'RE ALL MINORITIES. THE GUY WHO'S
3 CURRENTLY HEADING PROJECT AERO IS A GENTLEMAN BY THE NAME
4 OF ART DELGADO, WHO HAS WORKED IN LAW ENFORCEMENT HERE,
5 BOTH IN THE UNITED STATES AND MEXICO. I HEARD ART ONCE
6 SAY THAT IT'S EASY TO TEACH SOMEONE TO SPEAK A LANGUAGE,
7 BUT YOU CAN'T TEACH THE CULTURE. WHAT ART SAID
8 SPECIFICALLY, HE SAID, "YOU CAN SPEAK MY LANGUAGE, BUT YOU
9 CAN'T TALK MY LANGUAGE." AND PERHAPS WHEN WE GET TO A
10 POINT THAT WE CAN ALL TALK EACH OTHER'S LANGUAGE, THEN
11 PERHAPS THIS WILL ALL BECOME A MOOT POINT.

12 DR. HAWKINS-RUSSELL: I TEACH AT CALIFORNIA STATE
13 UNIVERSITY AT FULLERTON, AND I KNOW ABOUT A LOT OF THINGS
14 THAT HAPPENED.

15 LIEUTENANT FOOTE: YES. I THINK FOLLOWING THE
16 ATTACKS -- ONE OF THE THINGS THAT COMES MOST IMMEDIATELY
17 TO MIND WOULD BE THE ATTACKS ON TEMPLE BETH TIKVAH IN
18 FULLERTON OVER THE TWO PAST YEARS. AND I PERSONALLY
19 BELIEVE THAT ALL ONE HAS TO DO IS TO GO TO THE VARIOUS
20 SHOPPING MALLS IN NORTH ORANGE COUNTY AND YOU'LL
21 UNDERSTAND WHY. THAT PARTICULAR MOVEMENT SEEMS FOR SOME
22 REASON TO HAVE TAKEN A PARTICULAR HOLD WITHIN ORANGE
23 COUNTY AND WITHIN SAN DIEGO COUNTY OVER THE PAST TWO
24 YEARS.

25 HONORABLE RODRIGUEZ: I HATE TO ASK MY QUESTION

1 THIS WAY, BUT I'M GOING TO. YOU INDICATED SOMETHING ABOUT
2 AFFIRMATIVE ACTION. ARE YOU HAVING ANY TROUBLE FINDING
3 "QUALIFIED" APPLICANTS?

4 LIEUTENANT FOOTE: ABSOLUTELY.

5 HONORABLE RODRIGUEZ: AND SEPARATELY, WHERE ARE YOU
6 DOING YOUR RECRUITING?

7 LIEUTENANT FOOTE: WE'RE DOING OUR RECRUITING
8 ANYWHERE AND EVERYWHERE. I REALIZE THAT'S A EUPHEMISTIC
9 RESPONSE, BUT LET ME GO THROUGH BASICALLY WHERE WE'RE
10 DOING OUR RECRUITING FIRST. OUR RECRUITING -- WE ARE
11 RECRUITING IN THE HISPANIC MEDIA. WE ARE RECRUITING
12 THROUGH BOTH RADIO AND TELEVISION. WE'RE RECRUITING AS
13 FAR NORTH AS NORTHERN CALIFORNIA, UP INTO THE
14 SAN FRANCISCO AREA, INWARD INTO THE VALLEY. WE PUBLISHED
15 RECRUITMENT INFORMATION IN FLYERS, IN NEWSPAPERS ALL OVER
16 THE STATE OF CALIFORNIA. WE HAVE A GENTLEMAN, SERGIO
17 VALASQUEZ IN SANTA ANA, WHO IS THE PRESIDENT OF THE
18 HISPANIC NEWS EDITOR'S ASSOCIATION WHO HAS GIVEN US
19 RECRUITING COVERAGE IN OVER 200 SPANISH SPEAKING NEWS
20 PUBLICATIONS NATIONALLY.

21 IN ADDITION, WE ARE ADVERTISING ON BOTH RADIO
22 AND TV IN THE ENGLISH LANGUAGE AS WELL. "ORANGE COUNTY
23 REGISTER," "LOS ANGELES TIMES," WORD OF MOUTH. WE EVEN
24 GOT A BOUNTY OUT. ANY OF OUR OFFICERS WHO CAN BRING US A
25 QUALIFIED BI-LINGUAL APPLICANT THAT WE SUBSEQUENTLY HIRE,

1 WE'LL PAY THEM A CASH BOUNTY. I DON'T KNOW WHAT ELSE WE
2 CAN DO.

3 BUT IN ANSWER TO THE FIRST PART OF YOUR
4 QUESTION, YES, LIKE ALL LAW ENFORCEMENT AGENCIES WE'RE
5 HAVING TROUBLE FINDING INDIVIDUALS WHO MEET OUR RECRUITING
6 STANDARDS. BUT THAT'S NOT SPECIFIC TO JUST MINORITY
7 GROUPS. THAT'S EVERYONE. I THINK OUR STATISTICS ARE
8 PROBABLY BETTER THAN A LOT OF AGENCIES.

9 WE FIND AT THE PRESENT TIME ONLY 1 OUT OF 50
10 APPLICANTS WHO MEETS OUR MINIMUM REQUIREMENTS. AND WHAT
11 WE'RE DEALING WITH ARE AREAS OF REJECTION OR AREAS -- IF
12 YOU CAN TERM THEM THAT -- AREAS OF LACK OF MEETING OUR
13 STANDARDS IN TERMS OF NARCOTICS USAGE, IN TERMS OF
14 EDUCATIONAL BACKGROUND, IN TERMS OF BASIC REPORT WRITING
15 SKILLS. WE DON'T EXPECT RHODES SCHOLARS. WE'RE NOT
16 HIRING RHODES SCHOLARS. WE ARE HIRING LAW ENFORCEMENT
17 OFFICERS. YET, WE FIND IT DIFFICULT TO FIND PEOPLE WHO
18 CAN MEET OUR BASIC READING AND WRITING STANDARDS TO THE
19 POINT OF BEING ABLE TO READ AND BEING ABLE TO WRITE BASIC
20 ACCEPTABLE POLICE REPORTS. AND THOSE ARE OUR PRIMARY
21 PROBLEMS RIGHT THERE.

22 HONORABLE RODRIGUEZ: I'D LIKE TO ASK A FINAL
23 QUESTION. WHAT IS THE ETHNIC MAKE-UP OF YOUR CITY
24 COUNCIL?

25 LIEUTENANT FOOTE: I THINK THE MAKE-UP OF THE CITY

1 COUNCIL IS -- I BELIEVE WE HAVE AT THE PRESENT TIME ONE
2 INDIVIDUAL WHO IS HISPANIC, AND THE REST OF OUR CITY
3 COUNCIL IS ANGLO.

4 HONORABLE RODRIGUEZ: THANK YOU.

5 MONSEIGNEUR BARRY: THANK YOU VERY MUCH.
6 APPRECIATE YOUR TIME AND TROUBLE AND INPUT.

7 LIEUTENANT FOOTE: ALL RIGHT, SIR.

8 MONSEIGNEUR BARRY: AND IF YOU CAN, GIVE US A
9 SUMMARY EVENTUALLY OF WHAT YOU SAID HERE TODAY -- AFTER
10 YOU GET RESTED UP FROM THE VACATION.

11 OKAY. WE'RE FINALLY GOING TO HAVE AN
12 OPPORTUNITY TO HEAR FROM AUDREY NODA NOW ON THE PRESENT
13 STATUS OF THE LEGISLATION BEING PROPOSED BY SENATOR
14 TORRES. WE HOPE YOU HAVE GOOD NEWS FOR US NOW.

15 MS. NODA: CHAIRMAN BARRY, MEMBERS OF THE
16 COMMISSION, FIRST OF ALL, LET ME THANK THE COMMISSIONERS,
17 MARTY MERCADO AND THE OFFICE OF THE ATTORNEY GENERAL FOR
18 ALL THE SUPPORT THAT THEY'VE GIVEN TO SENATOR TORRES IN
19 TRYING TO CREATE A SAFE AND HARMONIOUS ENVIRONMENT FOR OUR
20 CHILDREN AND OUR FUTURE LEADERS ON OUR CAMPUSES AND IN OUR
21 SCHOOLS.

22 I'D ALSO LIKE TO READ A LETTER FOR THE RECORD
23 FROM SENATOR TORRES.

24 "I HOPE THE MATERIAL FROM THE
25 SENATE SPECIAL COMMITTEE'S HEARING ON

1 ETHNIC/RACIAL TENSIONS ON THE
2 UNIVERSITY OF CALIFORNIA CAMPUSES IS
3 HELPFUL INFORMATION AND WILL ADD
4 PUBLIC INSIGHT TO YOUR PUBLIC HEARING
5 ON HATE VIOLENCE.

6 I UNDERSTAND YOU HAVE QUESTIONS
7 REGARDING MY TWO BILLS, SENATE BILL
8 1358, WHICH IS THE HIGHER EDUCATION
9 CRIME REPORTING AND SECURITY ACT, AND
10 SENATE BILL 1357, WHICH IS THE TORRES
11 OMNIBUS CALIFORNIA SCHOOLS HATE
12 VIOLENCE REDUCTION ACT.

13 SENATE BILL 1358 HAS BEEN AMENDED
14 BY THE SENATE APPROPRIATIONS
15 COMMITTEE, THEREBY REMOVING LANGUAGE
16 ON THE SPECIFIC ACTIONS COLLEGES AND
17 UNIVERSITIES SHOULD TAKE TO REDUCE
18 HATE VIOLENCE. ALL SEGMENTS OF HIGHER
19 EDUCATION DID NOT SUPPORT THE SPECIFIC
20 LANGUAGE IN THE BILL, ALTHOUGH EACH
21 STATED THAT THEY AGREED WITH THE
22 DIRECTION AND THRUST OF REDUCING HATE
23 VIOLENCE IN AND ON OUR COLLEGE
24 CAMPUSES. THE GOVERNOR'S EDUCATION
25 OFFICE AND DEPARTMENT OF FINANCE

1 OPPOSED THE BILL CITING A 'DUPLICATION
2 OF EFFORTS ALREADY TAKING PLACE AT
3 MANY POSTSECONDARY EDUCATIONAL
4 INSTITUTIONS.'

5 AS YOU KNOW, I WAS ABLE TO WORK
6 SPECIFIC LANGUAGE DEALING WITH HATE
7 VIOLENCE AND BIAS RELATED INCIDENTS
8 INTO THE BI-PARTISAN MASTER PLAN OF
9 THE HIGHER EDUCATION FINAL REPORT,
10 RECOMMENDATION 22. THEREFORE, I WILL
11 RESUBMIT SB 1358'S ORIGINAL LANGUAGE
12 INTO THE SENATE JOINT RESOLUTION AND
13 HOLD HIGHER EDUCATION INSTITUTIONS
14 ACCOUNTABLE TO THIS ACT. THERE IS
15 STILL A NEED TO CODIFY INTO LAW
16 GENERAL LANGUAGE CONCERNING HATE
17 VIOLENCE ON COLLEGE CAMPUSES, AND I'LL
18 TAKE THAT ACTION VERY SOON.

19 SENATE BILL 1357 WILL BE HEARD
20 TOMORROW MORNING IN THE SENATE
21 APPROPRIATIONS COMMITTEE AND PRESENTED
22 ON THE SENATE FLOOR THE SAME DAY.
23 ONLY THE TRADITIONAL VALUES COALITION
24 OPPOSES THE BILL. AND, YES, THE
25 SENATE WILL BE IN SESSION TOMORROW,

1 SATURDAY."

2 MONSEIGNEUR BARRY: ANY FURTHER QUESTIONS FOR
3 CLARIFICATION?

4 MS. CASTRO: OH, I DO. I HAVE A COUPLE. ONE, ARE
5 YOU ABLE TO SHARE WITH US THE UNIVERSITY OF CALIFORNIA'S
6 EITHER SUPPORT OR OPPOSITION TO 1358?

7 MS. NODA: I HAVE THE REASONS WHY THE GOVERNOR'S
8 OFFICE OPPOSED 1358. ONE OF THEM IS BECAUSE THE
9 ADMINISTRATIVE STRUCTURE IS INCOMPATIBLE WITH THE U.C.
10 EXISTING GOVERNANCE STRUCTURE, NUMBER ONE.

11 NUMBER TWO, THE GOVERNOR'S OFFICE BELIEVES
12 THAT THE CURRENT APPROACH ALLOWS FOR MORE FLEXIBILITY AND
13 EFFICACIOUS RESPONSES FOR SITUATIONS PARTICULAR TO EACH
14 CAMPUS.

15 THREE, THAT ENTITIES SHOULD HAVE DISCRETION
16 TO DETERMINE WHETHER THERE IS AN APPROPRIATE EXISTING
17 STRUCTURE TO RESPOND TO PROBLEMS RATHER THAN BEING
18 MANDATED TO ESTABLISH CAMPUS HUMAN RELATIONS BOARDS.

19 AND FOUR, THEY BELIEVE THAT THE SPECIFICITY
20 OF WHICH SB 1358 APPROACHES ADOPTION OF CURRICULUM AND
21 INSTRUCTION POLICY AND SAFETY IS INAPPROPRIATE BY THE
22 LEGISLATURE. SO THEY FELT THAT THE RECOMMENDATIONS AND
23 THE INTENT OF SB 1358 WAS TOO RESTRICTIVE. AND THAT'S WHY
24 CHAPTER 1 OF THE BILL IS BEING REWRITTEN AND REINTRODUCED
25 AS A RESOLUTION.

1 MS. CASTRO: WILL THAT BE DONE IN THIS SESSION?

2 MS. NODA: IT'S BEING DONE RIGHT NOW.

3 MS. CASTRO: THANK YOU.

4 MONSEIGNEUR BARRY: ANY FURTHER QUESTIONS?

5 THANKS A MILLION, AUDREY.

6 MR. NODA: I'D JUST LIKE TO SAY THAT WE ENCOURAGE
7 ALL OF YOU TO SUPPORT BOTH SB 1357 AND 1358 AS IT GOES TO
8 THE ASSEMBLY, AND WE WILL NEED YOUR HELP TO GET THEM TO BE
9 APPROVED BY THE GOVERNOR.

10 MONSEIGNEUR BARRY: THANK YOU. THANK YOU.

11 HAS JACK FINE ARRIVED YET?

12 MR. FINE: YES.

13 MONSEIGNEUR BARRY: GOOD, JACK. WE'LL HEAD FOR
14 YOU. APPRECIATE IT.

15 JACK FINE FROM THE AMERICAN JEWISH COMMITTEE.

16 MR. FINE: THANK YOU VERY MUCH. I APPRECIATE THE
17 OPPORTUNITY OF BEING HERE. MY NAME IS JACK FINE. I'M THE
18 VICE PRESIDENT OF THE LOS ANGELES CHAPTER OF THE AMERICAN
19 JEWISH COMMITTEE AND CHAIRMAN OF ITS LEGAL AFFAIRS TASK
20 FORCE.

21 AJC IS A NATIONAL HUMAN RELATIONS
22 ORGANIZATION, BOASTING SOME 50,000 MEMBERS NATIONWIDE.
23 AND THE LOS ANGELES CHAPTER HAS 3500 MEMBERS. WE ARE
24 PROUD OF THE FACT THAT ONE OF OUR LEADERS, MR. DAVID
25 KASSOY, SERVES AS A MEMBER OF THE ATTORNEY GENERAL'S

1 COMMISSION. UNFORTUNATELY, MR. KASSOY HAD TO CATCH A
2 FLIGHT EARLIER TODAY AND IS UNABLE TO BE HERE.

3 MONSEIGNEUR BARRY: HE WAS WITH US THIS MORNING.

4 MR. FINE: THANK YOU. I UNDERSTAND.

5 MONSEIGNEUR BARRY: VERY GOOD.

6 MR. FINE: WE COMMEND THE WORK OF THE COMMISSION.
7 THE WORK THAT YOU'RE DOING IS VERY, VERY MUCH SUPPORTED
8 AND ALONG THE LINES OF THE WORK THAT WE HAVE BEEN
9 ADVOCATING FOR 50 YEARS NATIONALLY AND LOCALLY.

10 IN RESPONSE TO WHAT AJC SEEMS AS A RISE IN
11 HATE CRIMES, WE HAVE TAKEN POSITIONS AND HAVE BEEN
12 ACTIVELY INVOLVED IN SUPPORTING MANY LEGISLATIVE BILLS ON
13 BOTH THE FEDERAL AND STATE LEVELS, AS WELL AS EFFORTS TO
14 HAVE BETTER REPORTING AND TRAINING LOCALLY WITHIN THE AREA
15 OF HATE CRIMES.

16 WE HAVE WORKED IN COALITION WITH FEDERAL
17 ORGANIZATIONS TO FOSTER HATE CRIMES LEGISLATION ON THE
18 FEDERAL LEVEL. OUR WASHINGTON STAFF PEOPLE AND STAFF OF
19 30 AJC OFFICES NATIONWIDE, INCLUDING LOS ANGELES, HAVE
20 ENCOURAGED SUPPORT FOR THESE MEASURES. WE WERE PART OF
21 THE SUCCESSFUL COALITION THAT RESULTED IN THE PASSAGE
22 LAST YEAR OF THE FEDERAL HATE CRIMES PENALTIES ACT.

23 WE ARE CURRENTLY INVOLVED IN THE EFFORT TO
24 SECURE THE ADOPTION OF THE HATE CRIMES STATISTICS ACT,
25 HR 1048 AND SENATE BILL 419. HR 1048, PRODUCED BY

1 CONGRESSMAN JOHN CONGERS WAS RECENTLY PASSED BY THE HOUSE,
2 AS YOU KNOW, AND WE ARE CONCENTRATING OUR EFFORTS NOW ON
3 SECURING SENATE PASSAGE OF THIS ESSENTIAL LEGISLATION.

4 WE BELIEVE THAT IT'S IMPORTANT THAT THIS
5 LEGISLATION INCLUDE CRIMES AGAINST PERSONS BECAUSE OF
6 THEIR RACE, RELIGION, SEXUAL PREFERENCE OR ETHNICITY.

7 ON THE STATE LEVEL, AJC HAS TAKEN A POSITION
8 IN SUPPORT OF SB 802 SPONSORED BY STATE SENATOR DIANE
9 WATSON WHICH HAS BEEN REINTRODUCED AS SB 202.

10 WE KNOW THAT THERE'S OPPOSITION FROM SOME
11 MEMBERS OF THE LEGISLATURE TO THIS BILL BECAUSE OF THE
12 INCLUSION OF SEXUAL ORIENTATION, WHICH, OF COURSE, IS THE
13 PROBLEM ON THE FEDERAL LEVEL AS WELL AS IN THE SENATE, AS
14 WE UNDERSTAND IT AND, ALSO, BECAUSE OF THE POTENTIAL COST
15 OF IMPLEMENTATION. BUT WE BELIEVE THAT THIS IS CRUCIAL
16 LEGISLATION AND THAT SOME WAY MUST BE FOUND TO ADOPT AND
17 IMPLEMENT IT. AND WE URGE THIS COMMISSION TO SUPPORT THAT
18 LEGISLATION AS WELL.

19 AJC ACKNOWLEDGES THE PRIMARY AND ESSENTIAL
20 ROLE OF LOCAL LAW ENFORCEMENT IN DEALING WITH HATE CRIMES.
21 WE COMMEND THE LOS ANGELES POLICE DEPARTMENT, WHICH HAS
22 NOW BEGUN TO COMPILE DATA ON THE HATE CRIMES. THERE IS
23 ALSO A GREAT NEED FOR THE IMPROVED TRAINING OF OFFICERS.
24 THE LOS ANGELES POLICE DEPARTMENT HAS INSTITUTED TRAINING
25 ACTIVITY FOR ALL RECRUITS TO BROADEN THEIR SENSITIVITY TO

1 THE POTENTIALITY OF HATE CRIMES AND TO THESE ISSUES.

2 THE AMERICAN JEWISH COMMUNITY CONDUCTS THE
3 MARTIN GAINES INSTITUTE FOR INTERGROUP RELATIONS AT
4 LOYOLA-MARYMOUNT UNIVERSITY. THIS IS A PROGRAM FOR UPPER-
5 AND MIDDLE-LEVEL MANAGERS, POLICE, FIRE AND OTHER
6 GOVERNMENTAL AGENCIES. IT OFFERS INTERDISCIPLINARY
7 TRAINING IN VARIOUS FIELDS OF ACADEMIC ENDEAVOR FOR THOSE
8 THAT HAVE PROFESSIONAL RESPONSIBILITIES OR CAREER
9 INTERESTS REQUIRING COMPREHENSIVE UNDERSTANDING OF
10 INTERGROUP RELATIONS. THIS IS A SEMESTER-LONG COURSE, THE
11 MATERIALS OF WHICH DEAL WITH A NUMBER OF CENTRAL ISSUES,
12 IN-DEPTH ANALYSIS OF VARIOUS WORKING GROUPS RELATING THEM
13 TO PROBLEMS OF POVERTY, PREJUDICE AND CURRENT THEORIES OF
14 CULTURAL PLURALISM.

15 A PARTICULARLY IMPORTANT ASPECT OF THIS
16 PROGRAM DEALS WITH AMELIORATION OF CONFLICT AMONG URBAN
17 POPULATION GROUPS. AND WE'RE VERY PLEASED THAT THE
18 LOS ANGELES POLICE DEPARTMENT AND THE LOS ANGELES FIRE
19 DEPARTMENT SENT ITS SENIOR OFFICERS TO THIS INSTITUTE SO
20 THAT IT COULD (INTELLIGIBLE) LEVEL WHERE THERE WOULD BE A
21 BASIC UNDERSTANDING AND ABILITY TO TRANSMIT THESE SKILLS
22 TO THE PERSONNEL DOWN THE LINE IN THE FIELD OF HUMAN
23 RELATIONS.

24 THE AMERICAN JEWISH COMMITTEE ALSO HAS PLAYED
25 AN ACTIVE ROLE IN THE LOS ANGELES POLICE DEPARTMENT'S

1 PROFESSIONAL ADVISORY COMMITTEE, WHICH IS CHAIRED BY OUR
2 REGIONAL DIRECTOR, DR. NEIL SANDBERG. THIS COMMITTEE, AN
3 ARRAY OF PROMINENT EDUCATORS, SOCIOLOGISTS, POLICE EXPERTS
4 AND HUMAN RELATIONS SPECIALISTS, HAVE WORKED WITH THE
5 L.A.P.D. IN DEVELOPING THE FIRST NEW FORMAL TRAINING
6 DOCUMENT FOR THE L.A.P.D. IN 20 YEARS. IT'S ENTITLED "THE
7 HUMAN RELATIONS HANDBOOK FOR THE LOS ANGELES POLICE
8 DEPARTMENT." I HAVE A COPY OF IT. FOR THOSE OF YOU WHO
9 MIGHT BE INTERESTED IN IT, I HAVE COPIES OF IT HERE.

10 AND YOU'LL FIND CONTAINED WITHIN IT ALL KINDS
11 OF WAYS IN WHICH ALL POLICE LEADERS ARE TRAINED AND TAUGHT
12 TO BE INFORMED ON INTERGROUP RELATIONS AND HOW TO AVOID
13 RACIAL AND HATE VIOLENCE. THE PRINCIPLES ENUNCIATED IN
14 THE MANUAL WILL BE THE BASIS OF EXTENSIVE RECRUITING AND
15 IN-SERVICE TRAINING PROGRAMS IN THE L.A.P.D., CONSISTING
16 OF CLASSES ON SUCH TOPICS AS INTERPERSONAL RELATIONS,
17 SEXUAL HARASSMENT, DOMESTIC VIOLENCE, CRISIS MANAGEMENT
18 AND VICTIMOLOGY. IN ADDITION TO THE TRAINING CURRICULUM,
19 THE ADVISORY COMMITTEE CONCEIVED THE HUMAN RELATIONS AWARD
20 WHICH WILL BE AWARDED EACH YEAR TO RECOGNIZED SPECIFIC
21 DISPLAYS OF SENSITIVITY AND CARING BY INDIVIDUAL OFFICERS
22 ON THE AREAS OF INTERGROUP RELATIONS.

23 THESE TWO PROGRAMS ARE IMPORTANT BECAUSE THEY
24 HELP POLICE OFFICERS AND OTHERS IN PUBLIC SERVICE TO LEARN
25 HOW TO MORE EFFECTIVELY DEAL WITH CONFLICT THAT HAS OFTEN

1 BEEN FOSTERED BY HATE GROUPS WHICH OFTEN PIT WHITES
2 AGAINST MINORITIES AND MINORITIES AGAINST MINORITIES.

3 WE BELIEVE THAT REPLICATION OF SUCH PROGRAMS
4 CAN HAVE A POSITIVE IMPACT IN HELPING PUBLIC SERVANTS DEAL
5 WITH CRIMES WHICH ARE MOTIVATED BY BIGOTRY AND
6 DISCRIMINATION IN A MORE CONCERNED, EFFECTIVE AND
7 SENSITIVE MANNER.

8 IN 1981, THE AMERICAN JEWISH COMMITTEE
9 TOGETHER WITH THE LOS ANGELES UNIFIED SCHOOL DISTRICT
10 DEVELOPED A PROGRAM CALLED "HANDS ACROSS THE CAMPUS."
11 THIS WAS DONE IN RESPONSE TO ATTEMPTS BY ORGANIZED HATE
12 GROUPS TO RECRUIT HIGH SCHOOL STUDENTS TO THEIR GOALS.
13 REPRESENTATIVES OF OUR ORGANIZATION HAVE PREVIOUSLY
14 TESTIFIED TO THIS COMMISSION ABOUT THIS PROGRAM AT EARLIER
15 HEARINGS.

16 BRIEFLY, THE "HANDS ACROSS THE CAMPUS"
17 PROGRAM HAS TAUGHT STUDENTS ABOUT THE DANGERS POSED BY
18 ORGANIZED HATE GROUPS AND HAS HELPED STUDENTS TO A GREATER
19 AWARENESS, APPRECIATION AND RESPECT FOR CULTURES AND
20 BELIEFS WHICH ARE DIFFERENT FROM THEIR OWN.

21 THE HANDS PROGRAM IS NOW OFFERED IN 11 HIGH
22 SCHOOLS AND ONE JUNIOR HIGH WITHIN THE LOS ANGELES UNIFIED
23 SCHOOL DISTRICT. THE PROGRAM IS ALSO OFFERED IN DADE
24 COUNTY, FLORIDA, AND IS SOON TO BE ESTABLISHED IN PHOENIX,
25 ARIZONA, ORANGE COUNTY, CALIFORNIA AND OTHER CITIES

1 NATIONWIDE.

2 THE CURRICULUM OF "HANDS ACROSS THE CAMPUS"
3 CONSISTS OF A SEMESTER-LONG CLASSROOM COMPONENT AS WELL AS
4 EXTRACURRICULAR ACTIVITIES DEVELOPED BY THE AMERICAN
5 JEWISH COMMITTEE AND THE LOS ANGELES UNIFIED SCHOOL
6 DISTRICT AS A GOOD MODEL -- AND IT IS A GOOD MODEL -- TO
7 BE USED BY OTHER SCHOOL DISTRICTS THROUGHOUT THE STATE.
8 WE BELIEVE THAT SUCH PROGRAMS AS "HANDS ACROSS THE CAMPUS"
9 ARE GOOD MODELS FOR THE REDUCTION OF HATE-RELATED
10 INCIDENTS THROUGH EDUCATION OF OUR YOUTH.

11 WITH THE INCREASED APPEARANCE OF SKINHEAD AND
12 OTHER TYPES OF RACIALLY MOTIVATED, POTENTIALLY VIOLENT
13 HATREDS ON OUR HIGH SCHOOL CAMPUSES, WE FEEL THAT, AS WELL
14 AS IMPORTANT LEGISLATION, IS ONE OF THE BEST WAYS TO
15 COUNTERACT THAT MOVEMENT, THAT IS, THROUGH EDUCATION RIGHT
16 OUT OF THE SAME CAMPUS WHERE THEY ARE RECRUITING. AND
17 IT'S BEEN DEEMED TO BE VERY EFFECTIVE BY L.A. UNIFIED
18 SCHOOL DISTRICT AND IS BEING REPLICATED TO THE EXTENT THAT
19 FUNDS ALLOW. THAT, OF COURSE, IS ALWAYS A DIFFICULTY, BUT
20 WE ARE DOING OUR BEST TO RAISE CONTINUED FUNDS SO THAT THE
21 PROGRAM CAN CONTINUE TO BE EXPANDED BECAUSE IT IS VERY
22 SUCCESSFUL.

23 THE PROGRAM IS AIMED PRIMARILY TOWARDS
24 LEADERS ON HIGH SCHOOL CAMPUSES. LEADERSHIP CLASSES GET
25 TOGETHER. IN ADDITION TO THEIR CLASSROOM WORK, THEY HAVE

1 A RETREAT TOGETHER, AND THEY REALLY LEARN TO DEAL, AS MUCH
2 AS THE COMMISSION DOES ON A MUCH MORE PROFESSIONAL LEVEL,
3 ON A HIGH SCHOOL LEVEL TO HAVE RESPECT FOR THE DIFFERENCES
4 BETWEEN ONE ANOTHER AND HOW TO TRANSMIT THAT KNOWLEDGE TO
5 THE OTHER STUDENTS WHICH THEY REPRESENT.

6 WE ARE PLEASED THAT THE COMMISSION'S FINAL
7 REPORT IN APRIL OF 1986 FOUND THAT SUCH PROGRAMS AS OUR
8 "HANDS ACROSS THE CAMPUS" PROGRAM WERE LACKING IN OTHER
9 PARTS OF THE STATE AND RECOMMENDED THEM TO SUPERINTENDENT
10 HONIG FOR EXPANDING THEM THROUGHOUT SCHOOL DISTRICTS
11 ACROSS THE STATE. WE URGE THAT THERE BE PROPER FOLLOW-UP
12 TO URGE OTHER DISTRICTS TO IMPLEMENT SUCH PROGRAMS.

13 THE AMERICAN JEWISH COMMITTEE WAS A MAJOR
14 PARTICIPANT IN THE HATE VIOLENCE REDUCTION COMMITTEE OF
15 THE HUMAN RELATION COMMISSION OF THE CITY OF LOS ANGELES.
16 WITH THE ATTORNEY GENERAL'S COMMISSION REPORT, WE BELIEVE
17 THAT CALIFORNIA IS AHEAD OF MOST OTHER STATES IN DEALING
18 WITH HATE CRIMES AND IS DEVELOPING SENSITIVITY TO THESE
19 PROBLEMS.

20 AT THE SAME TIME, THE RECOMMENDATION OF THE
21 REPORT WILL BECOME MORE IMPORTANT IF THE RECOMMENDATIONS
22 ARE FOLLOWED UP BY PROGRAMS IMPLEMENTED ON LOCAL LEVELS
23 THROUGHOUT THE STATE. WE FEEL THAT THE PROGRAMS I HAVE
24 MENTIONED ARE POSITIVE MODELS THAT CAN BE REPLICATED IN
25 OTHER COMMUNITIES THROUGHOUT CALIFORNIA AND THROUGHOUT THE

1 COUNTRY.

2 I THANK YOU AGAIN FOR THE OPPORTUNITY OF
3 APPEARING BEFORE YOU. I OFFER THE OPPORTUNITY TO ANSWER
4 ANY QUESTIONS THAT YOU HAVE OF MYSELF OR JUDY GOLDSTEIN,
5 ONE OF OUR PROFESSIONAL MEMBERS, WHO IS ALSO IN
6 ATTENDANCE.

7 WE THANK YOU.

8 MONSEIGNEUR BARRY: ANY QUESTIONS? IT'S ALWAYS A
9 SIGN OF A GOOD REPORT WHEN YOU DON'T HAVE A QUESTION.
10 YOU ANSWERED ALL THE QUESTIONS. THANK YOU VERY MUCH.

11 MR. FINE: THANK YOU VERY MUCH.

12 MONSEIGNEUR BARRY: IT'S BEEN A PLEASURE.

13 IS DALE DAVIDSON HERE FROM THE DISTRICT
14 ATTORNEY'S OFFICE. WE'RE A FEW MINUTES EARLY AT THIS
15 STAGE OF THE GAME.

16 WE HAVE SOME PEOPLE WHO WANT TO TESTIFY.
17 TUT HAYES. IS TUT HAYES HERE? HE WANTED TO TESTIFY, AND
18 WE CAN WORK HIM IN NOW.

19 MS. ACOSTA: I THINK HE LEFT. HE LEFT BEFORE
20 LUNCH.

21 MONSEIGNEUR BARRY: OKAY. WE ALSO HAVE TONY
22 ELLORIN. TONY, FEEL FREE TO COME UP NOW.

23 WELCOME, TONY.

24 MR. ELLORIN: HI.

25 PANEL MEMBERS, MY NAME IS TONY ELLORIN. I AM

1 REPRESENTING P.A.N.A., WHICH IS THE FILIPINO-AMERICAN
2 NETWORK AND ADVOCACY OF LOS ANGELES.

3 I'D LIKE TO READ A BRIEF STATEMENT FROM ROYAL
4 MORALES, A MEMBER OF THE COMMISSION AND ALSO THE PRESIDENT
5 AND CHAIR OF P.A.N.A.

6 MONSEIGNEUR BARRY: VERY GOOD.

7 HONORABLE RODRIGUEZ: EXCUSE ME. COULD YOU GIVE US
8 THE SPELLING OF YOUR LAST NAME, PLEASE.

9 MR. ELLORIN: ELLORIN. IT'S SPELLED E-L-L-O-R-I-N.

10 MS. MERCADO: ROYAL MORALES IS ALSO A MEMBER OF THE
11 ASIAN PACIFIC ISLANDER ADVISORY COMMITTEE AND WAS GOING TO
12 SIT WITH THE COMMISSION. I BELIEVE TONY IS REPRESENTING
13 HIM TODAY.

14 MONSEIGNEUR BARRY: ALL RIGHT.

15 MR. ELLORIN: TODAY'S HEARING IS HISTORICALLY
16 SIGNIFICANT IN VIEW OF THE EVER GROWING HATE VIOLENCE AND
17 CRIME AGAINST MINORITIES, IN PARTICULAR, TO THE ASIAN
18 PACIFIC PEOPLE AND, IN SPECIFIC, TO THE FILIPINO
19 AMERICANS.

20 HATE CRIME AND VIOLENCE AGAINST FILIPINO OR
21 PEOPLE OF PHILIPPINE ANCESTRY IS NOT NEW. HISTORY TELLS
22 US THAT THE PHENOMENA DATES BACK TO THE SPANISH OCCUPATION
23 AND COLONIZATION OF THE PHILIPPINES AND MUCH LATER, AT THE
24 TURN OF THE CENTURY, WITH THE UNITED STATES AS THE
25 PHILIPPINES BECAME A U.S. COLONY, FOLLOWING THE

1 DEFEAT OF THE SPANISH RULERS DURING THE SPANISH AMERICAN
2 WAR.

3 THE AMERICANIZATION OF THE PHILIPPINES AND
4 THE COLONIZATION PROCESS OF THE PHILIPPINES AND THOSE
5 IMPORTED FARM WORKERS CALLED SACADA -- AND FOR THEM, AS
6 THE EARLY PIONEER OLD-TIMERS, IN THEIR PRIME AND IN THE
7 '30'S, '40'S, AND '50'S, THEY EXPERIENCED AND SUFFERED
8 RACISM -- INSTITUTIONALLY AND INDIVIDUALLY. BE IT DE
9 FACTO OR DE JURE, THE FILIPINO COLONIALS WERE NEITHER
10 CITIZENS NOR ALIENS WHO WORKED THE AGRI-BUSINESS FOR THE
11 LOWEST PAY AND LONG HOURS, AND UNDER POOR CONDITIONS;
12 FACED THE INJUSTICES OF THE ANTI-MISCEGENATION LAWS;
13 CANNOT OWN LANDS NOR VOTE, AND FINALLY BLAMED FOR THE
14 DEPRESSION -- TAKING AWAY JOBS FROM THE AMERICANS --
15 THUS THE ANTI-FILIPINO RACE RIOTS WHICH RESULTED IN THE
16 BODILY HARM AND KILLING OF A FILIPINO FARM WORKER AT
17 WATSONVILLE.

18 THIS ACT OF VIOLENCE -- AND THERE WERE
19 SEVERAL -- FINALLY LED TO THE 1934 EXCLUSION ACT, WHICH
20 LIMITED THE IMPORTATION OF FILIPINOS TO 50 A YEAR, AND
21 THEN THE REPATRIATION ACT OF 1935, WHICH WAS A FREE RIDE
22 BACK TO THE PHILIPPINES UNDER THE STIPULATION OF THE
23 REPATRIATED NEVER TO RETURN TO THE U.S.

24 WHILE THERE HAS BEEN LOTS OF CHANGES IN
25 THE LAWS CITED ABOVE, AND WHILE THERE IS GREATER TOLERANCE

1 AND ACCEPTANCE OF THE FILIPINO AMERICAN TODAY, THE
2 SUBTLE SHADE OF RACISM AND ANTI-FILIPINO ATTITUDES AND
3 BEHAVIORS ARE STILL WITH US THROUGH CRIME AND VIOLENCE.
4 AND THESE SENTIMENTS ARE TIED TO THE FOLLOWING:

5 1. SPEAK ENGLISH ONLY -- VIA LEGISLATIONS
6 OR ORDINANCES, OR POLICIES AND VERBAL STATEMENTS,
7 TARGETING FILIPINOS IN WORK PLACES; ALONG WITH
8 INSENSITIVE ACCUSATION OF THE FOREIGN ACCENTED PERSON;
9 AND WITH BIASED AND NONCULTURAL SENSITIVE WRITTEN AND
10 VERBAL TESTS FOR LICENSURE AND POSITION INTERVIEWS.

11 2. SLOW OR NONPROMOTION OF FILIPINOS IN
12 JOBS/POSITIONS IN SPITE OF QUALIFICATIONS, EDUCATIONAL
13 BACKGROUND AND EXPERIENCE.

14 3. STEREOTYPES AND MYTHS OF THE
15 FILIPINO-AMERICAN AS THE "MODEL MINORITY" AND NOT
16 FITTING THE AFFIRMATIVE ACTION CATEGORY OR CANNOT BE
17 ADMITTED TO THE UNIVERSITY OF CALIFORNIA SCHOOLS BECAUSE
18 THEY HAVE REACHED WHAT YOU CALL PARITY; AND THAT THEY ARE
19 NOT RECOGNIZED AS NEEDING SOCIAL AND ECONOMIC SERVICES.

20 4. THE OBJECTS OF RACIAL SLURS AND
21 YOUTH/GANG VIOLENCE IN CAMPUS AND IN THE COMMUNITY.

22 WE RESOLVED, THEREFORE, TO SUPPORT THE
23 ATTORNEY GENERAL'S ASIAN PACIFIC ISLANDER ADVISORY
24 COMMITTEE FINAL REPORT DATED DECEMBER 1988, SPECIFICALLY,
25 THE RECOMMENDATIONS, IF ONLY TO REAFFIRM THE POSITIVE

1 VALUES OF ETHNIC DIVERSITY OF THE STATE AND TO RECOGNIZE
2 THE CONTRIBUTIONS OF THE FILIPINO AMERICANS TO THE
3 STATE.

4 FINALLY, AS A SUPPLEMENT TO THIS BRIEF
5 STATEMENT, I'D LIKE TO SUBMIT A COPY OF A PRESENTATION BY
6 SAM CACAS ON "ANTI ASIAN VIOLENCE: A COMMUNITY
7 PERSPECTIVE" GIVEN DURING THE FILIPINO AMERICAN DEMOCRATIC
8 CAUCUS CONFERENCE HELD AT EMERYVILLE, CALIFORNIA, DATED
9 JUNE 23, 1989.

10 THANK YOU VERY MUCH.

11 MONSEIGNEUR BARRY: ANY QUESTIONS?

12 WELL, THANK YOU VERY MUCH. APPRECIATE YOUR
13 COMING ABOARD. AND YOU HAVE THAT REPORT YOU SUBMITTED TO
14 US?

15 MR. ELLORIN: YES.

16 MONSEIGNEUR BARRY: VERY GOOD. THANK YOU EVER SO
17 MUCH.

18 I THINK WE HAVE NOW CLIFF KLEIN, WHO IS
19 SPEAKING FOR DALE DAVIDSON FROM THE OFFICE OF THE DISTRICT
20 ATTORNEY.

21 WELCOME, CLIFF.

22 MR. KLEIN: THANK YOU. MY NAME IS CLIFF KLEIN.
23 I'M WITH THE LOS ANGELES COUNTY DISTRICT ATTORNEY'S
24 OFFICE. I'M A SPECIAL ASSISTANT IN ADMINISTRATION AND
25 HAVE BEEN A CAREER DEPUTY DISTRICT ATTORNEY.

1 I WANT TO EXTEND THE APOLOGIES OF
2 MR. DAVIDSON. HE TRIED TO MAKE IT. HE IS INVOLVED WITH
3 SEVERAL MAJOR CASES AND HAS A NUMBER OF OUT-OF-STATE
4 WITNESSES COMING IN FOR A TRIAL 'THAT'S GOING ON. HE HAS A
5 COUPLE OF HOURS TO INTERVIEW THEM SO HE CANNOT BE HERE.

6 I WANT TO START BY EMPHASIZING THE COMMITMENT
7 OF THE L.A. COUNTY DISTRICT ATTORNEY'S OFFICE TO THE
8 VIGOROUS PROSECUTION OF HATE CRIMES. WHEN I SAY VIGOROUS,
9 IT'S NOT JUST A MATTER OF SIMPLE WORDS. WE HAVE A NUMBER
10 OF POLICIES WE RECENTLY INSTITUTED TO ENSURE THAT THESE
11 CASES GET THE SPECIAL ATTENTION THEY DESERVE. IT HAS BEEN
12 THE POSITION OF MR. REINER, THE DISTRICT ATTORNEY -- AND
13 I'M SURE YOU'RE ALL QUITE FAMILIAR WITH HIS PHILOSOPHY --
14 THAT HATE CRIMES, IF IT'S GRAFFITI OR WHATEVER, IT'S NOT A
15 CASE OF SIMPLE VANDALISM WHEN IT'S MOTIVATED BY HATRED,
16 RELIGIOUS INTOLERANCE, RACIAL INTOLERANCE, WHATEVER THE
17 PARTICULAR FORM MAY BE.

18 AS A RESULT, ALL CASES INVOLVING HATE CRIMES
19 NOW GO TO OUR ORGANIZED CRIME ANTI-TERRORIST DIVISION.
20 TWO RECEIVED SOME PUBLICITY RECENTLY. THERE WAS A FILING
21 A COUPLE OF DAYS AGO ON ONE CASE. AND THERE WAS ONE IN
22 LA VERNE INVOLVING SKINHEADS, FOR EXAMPLE. BOTH OF THOSE
23 ARE NOW IN OUR ORGANIZED CRIME ANTI-TERRORIST DIVISION.

24 WHEN THEY'RE SENT THERE, THEY RECEIVE, NUMBER
25 ONE, SPECIAL HANDLING. THOSE LAWYERS ARE EXTREMELY

1 EXPERIENCED PROSECUTORS. THEY DON'T HAVE A DAY-TO-DAY
2 COURTROOM TO GO TO. THEY ARE ASSIGNED CASES AND FOLLOW
3 THEM WHEREVER THEY GO. SO THEY GET SPECIAL HANDLING IN
4 THAT SENSE.

5 THEY'RE ALSO HANDLED VERTICALLY, WHICH MEANS
6 IN CONTRAST TO MANY CRIMES, WHEN THEY COME A
7 (UNINTELLIGIBLE) NEWER PROSECUTOR HANDLES THEM. IN
8 MUNICIPAL COURT OR SUPERIOR COURT ANOTHER PERSON MAY GET
9 IT. HERE, THE CASE IS HANDLED BY THE SAME DEPUTY DISTRICT
10 ATTORNEY ALL THE WAY THROUGH. SO IT'S VERTICAL
11 PROSECUTION.

12 EVEN THOUGH WE ONLY HAVE CERTAIN LAWYERS THAT
13 ARE HANDLING THESE, WE HAVE DISTRIBUTED TRAINING MATERIALS
14 ON HATE CRIMES. AND MORE THAN TWO MEMOS HAVE GONE TO
15 EVERY LAWYER IN THE OFFICE, WHICH, NUMBER ONE, LAID OUT
16 THE VERY SPECIAL CHARGING STEPS, SPECIAL STATUTES RELATIVE
17 TO HATE CRIMES, AND, NUMBER TWO, THE OFFICE POLICY, WHICH,
18 AS I STATED, IS SERIOUS, TOUGH PROSECUTION AGAINST THESE
19 CRIMES. AND IT'S TAKEN VERY SERIOUSLY.

20 OUR OFFICE HAS ALSO SUPPORTED HATE CRIME
21 LEGISLATION IN A NUMBER OF AREAS. ONE THING THAT IS
22 IMPORTANT IN OUR OPINION IS FOR GOOD TRACKING AND
23 REPORTING ON THESE TYPES OF CRIMES, THAT IS, ON HATE
24 CRIMES. WE HAVE SUPPORTED VARIOUS BILLS THAT WOULD
25 REQUIRE LAW ENFORCEMENT TO REPORT, HAVE IT ACTUALLY ON THE

1 REPORT. IT WOULD CHARACTERIZE CRIMES WHICH ARE MOTIVATED
2 BY HATE AS HATE CRIMES.

3 FOR ONE THING, WHEN YOU'RE IN COURT
4 SENTENCING ON A CASE, YOU WANT TO BE ABLE TO TELL THE
5 JUDGE THE NATURE OF THE THREAT, A GANG (UNINTELLIGIBLE),
6 YOU WANT TO BE ABLE TO DESCRIBE WHAT THE VARIOUS GANGS
7 HAVE DONE. AND THE BETTER TRACKING WE HAVE ON THE
8 STATISTICS ON THE NUMBER OF HATE CRIMES, THE BETTER IT IS
9 FOR US TO FAMILIARIZE AND EDUCATE THE JUDGE AND ANY OTHER
10 PERSON MAKING A DECISION ON THE CASE ON THE PARTICULAR
11 THREAT THAT THE GROUP REPRESENTS.

12 WE ALSO BELIEVE OUTREACH AND AWARENESS
13 CAMPAIGNS IN THE COMMUNITY ARE VERY IMPORTANT. FOR ONE
14 THING, OUR CONCERN IS THAT SOME OF THESE CASES NEVER MAKE
15 IT TO THE POLICE OR TO THE DISTRICT ATTORNEY'S OFFICE
16 BECAUSE OF FEAR ON THE PART OF THE PERSON WHO IS THE
17 VICTIM, UNCERTAINTY, SOMEONE NEW TO THE COUNTRY MAY NOT BE
18 FAMILIAR WITH HOW THE LEGAL SYSTEM WORKS, LACK OF
19 KNOWLEDGE ABOUT THE SYSTEM, THINGS LIKE THAT.

20 PUBLICITY ABOUT PROSECUTION IS ALSO IMPORTANT
21 BECAUSE THAT'S THE WAY TO SEND THE MESSAGE TO VICTIMS OF
22 OF THESE CRIMES THAT THEY WILL BE TAKEN WITH SERIOUSNESS,
23 THAT THESE CASES ARE TREATED FOR WHAT THEY ARE, AND THAT
24 IS VERY SERIOUS CASES.

25 I WANT TO GIVE ONE EXAMPLE OF THE SERIOUSNESS

1 OF HATE CRIMES. THE CRIMES, OF COURSE, ARE BAD BY
2 THEMSELVES BECAUSE OF THE TERROR THAT THEY INFLICT ON
3 INNOCENT PEOPLE. BUT THEY'RE ALSO A PRECURSOR OF EVEN
4 MORE VIOLENT ACTS. THE CASE FOR WHICH MR. DAVIDSON COULD
5 NOT BE HERE AND IS PRESENTLY HANDLING PROVIDES ONE
6 EXAMPLE. NOW, THIS CASE IS PENDING. NOT ALL THE CASES
7 HAVE BEEN RESOLVED AGAINST THE DEFENDANTS, BUT WHAT I'M
8 SAYING CONCERNS THE ALLEGATIONS. I WANT TO MAKE THAT
9 CLEAR. BUT IN THIS CASE IT'S ALLEGED THAT THREE
10 DIFFERENT WHITE SUPREMIST GROUPS BURNED A 20-FOOT HIGH
11 CROSS ON A HILLTOP IN A RACIALLY DIVERSE NEIGHBORHOOD.
12 THIS WAS BACK, I BELIEVE, IN 1983. AND VARIOUS CHARGES
13 WERE FILED AGAINST THEM. ONE, A COUPLE OF THEM POSSESSED
14 BILLY CLUBS, UNLAWFUL ASSEMBLY, CONSPIRACY. AND IT
15 APPEARED THAT IT WAS AN ATTEMPT TO ESTABLISH THIS
16 PARTICULAR AREA AS KLAN TERRITORY AND TO CREATE UNREST.

17 WELL, ONE OF THE ORIGINAL DEFENDERS -- JUST
18 TO SHOW WHAT THIS KIND OF RACIALLY MOTIVATED CRIME HAS
19 ENGENDERED -- WAS LATER CONVICTED OF MURDER WITH A MACHINE
20 GUN OF A STATE TROOPER IN MISSOURI. SO I THINK THAT
21 PROVIDES THE CONTEXT TO WHAT THESE CRIMES REPRESENT. AS I
22 SAID EARLIER ON, IT'S NOT JUST BURNING A CROSS, PAINTING
23 SOME GRAFFITI ON THE LOCAL CHURCH OR SYNAGOGUE, RACIAL
24 EPITHETS, ASSAULTS. THOSE ARE ALL VERY SERIOUS. AND
25 THERE CAN BE EVEN MORE SERIOUS CASES (UNINTELLIGIBLE)

1 WHICH SHOW THIS GROUP FROM MISSOURI.

2 SO WE BELIEVE THAT THE HUMAN RELATIONS
3 COMMISSION IN THIS AREA INVOLVING OUTREACH IS VERY
4 IMPORTANT. SO NUMBER ONE, WE GET THE CASES AND HAVE A
5 BETTER SENSE OF WHAT'S HAPPENING. AND WE OBVIOUSLY CAN'T
6 DO ANYTHING ON A CASE AS PROSECUTORS UNTIL THERE'S AN
7 ARREST AND THE CASE IS BROUGHT TO US AND IS PROPERLY
8 INVESTIGATED. SO THAT KIND OF OUTREACH AND COMMUNITY
9 AWARENESS ON BEHALF OF THE L.A. COUNTY DISTRICT ATTORNEY'S
10 OFFICE IS ALSO VERY IMPORTANT.

11 ALSO, AS WE GET INTO MORE REPORTING AND
12 STATISTICAL TRACKING OF THESE CASES, WE HAVE TO HAVE A
13 GOOD WORKING DEFINITION OF JUST WHAT IS A HATE CRIME.

14 SO IF YOU HAVE ANY QUESTIONS ABOUT ANYTHING
15 I'VE TESTIFIED TO --

16 AND I THANK THE COMMISSION FOR HAVING THE
17 L.A. COUNTY DISTRICT ATTORNEY'S OFFICE HERE TO SPEAK.

18 MONSEIGNEUR BARRY: ANY QUESTIONS?

19 HONORABLE RODRIGUEZ: THIS PROSECUTION, WHAT IS IT
20 CALLED?

21 MR. KLEIN: WELL, IN OUR OFFICE WE HAVE SOMETHING
22 CALLED THE ORGANIZED CRIME ANTI-TERRORIST DIVISION. WE
23 HAVE A NUMBER OF DIVISIONS SPECIALIZING IN CERTAIN TYPES
24 OF CASES.

25 HONORABLE RODRIGUEZ: THEY ENCOMPASS EVERYTHING

1 INCLUDING HATE CRIMES?

2 MR. KLEIN: WELL, THE ORGANIZED CRIME DIVISION WILL
3 HANDLE CASES INVOLVING ORGANIZED CRIME, ANTI-TERRORISM,
4 AND THEY ALSO WILL HANDLE HATE CRIMES. THOSE CASES WILL
5 GO TO THIS DIVISION.

6 HONORABLE RODRIGUEZ: OKAY.

7 MR. KLEIN: ANY FURTHER QUESTIONS? THANK YOU.

8 MONSEIGNEUR BARRY: WE HAVE WITH YOU, IS IT MIKE
9 KNIGHT?

10 MR. KLEIN: HE HAD AN EMERGENCY MEETING.

11 MONSEIGNEUR BARRY: OKAY. HE'S THE CONTACT PERSON,
12 I GUESS, WITH HATE VIOLENCE; IS THAT RIGHT?

13 MR. KLEIN: HE HAS BEEN, BUT NOW IT'S GOING TO BE
14 THE ORGANIZED CRIME ANTI-TERRORIST DIVISION.

15 MONSEIGNEUR BARRY: OKAY.

16 MR. KLEIN: SO MIKE KNIGHT'S AWARE OF -- DALE
17 DAVIDSON WILL BE THE NEW ONE.

18 MONSEIGNEUR BARRY: ALL RIGHT. THANK YOU VERY
19 MUCH. WE APPRECIATE IT.

20 SO NOW WE HAVE AN OPENING FOR -- IS IT TUT
21 HAYES? THANK YOU.

22 MR. HAYES, DID YOU WISH TO --

23 (NO AUDIBLE RESPONSE.)

24 MS. MERCADO: IF YOU DON'T MIND, WE WILL FOLLOW THE
25 AGENDA.

1 MONSEIGNEUR BARRY: DO WE HAVE ABBY LAND? IS SHE
2 HERE? FINE. SHE IS HERE.

3 THANK YOU, ABBY.

4 MS. LAND: THANK YOU. MY NAME IS ABBY LAND, AND
5 I'M MAYOR OF WEST HOLLYWOOD, CALIFORNIA.

6 AND I WANT TO THANK THE COMMITTEE FOR GIVING
7 ME THE OPPORTUNITY TO COME DOWN AND TESTIFY. AND I REALLY
8 WANT TO COMMEND THE COMMITTEE FOR HAVING THIS HEARING. I
9 THINK IT'S SO VERY IMPORTANT TO MAKE PUBLIC STATEMENTS
10 REGARDING HATE CRIMES SO MORE PEOPLE WHO FEEL THEY HAVE
11 BEEN VICTIMIZED ARE COMFORTABLE ENOUGH TO COME FORWARD.
12 AND I THINK IT ALSO SENDS A MESSAGE TO THE PERPETRATORS OF
13 THESE CRIMES THAT WE ALL KNOW WHAT'S GOING ON, AND WE WILL
14 NO LONGER TOLERATE THIS TYPE OF BEHAVIOR. SO THE MORE WE
15 CAN DO TO BRING THIS INTO THE PUBLIC VIEW, THE BETTER.

16 THE CITY OF WEST HOLLYWOOD, AS YOU PROBABLY
17 KNOW, IS LOCATED IN LOS ANGELES COUNTY. AND THERE ARE NO
18 EXACT STATISTICS KEPT REGARDING HATE CRIMES, BUT I SPOKE
19 WITH SOME REPRESENTATIVES WHO WORK AT THE GAY AND LESBIAN
20 SERVICES CENTER. AND LAST YEAR IN 1988 THEY HAD
21 DOCUMENTED ABOUT 171 HATE CRIMES, MAINLY GAY BASHING IN
22 THE LOS ANGELES AREA. IN OUR CITY, WEST HOLLYWOOD, AGAIN
23 WE DO NOT KEEP SEPARATE STATISTICS, BUT WE HAVE
24 EXPERIENCED UNFORTUNATELY A LOT OF GAY BASHING. IN FACT,
25 TWO MEMBERS OF MY CITY COUNCIL HAVE BEEN VICTIMS OF GAY

1 BASHINGS, COUNCIL MEMBER JOHN HOFFMAN WAS BEATEN IN A
2 LOCAL PARKING LOT LAST YEAR AND COUNSEL MEMBER STEVE
3 SHULTE HAD HIS CAR VANDALIZED WHILE HE WAS IN A
4 NEIGHBORING DISTRICT IN SILVER LAKE. SO IT'S SOMETHING
5 THAT HAS NOT ONLY AFFECTED THE COMMUNITY, BUT THEN
6 AFFECTED US VERY PERSONALLY BY HAVING COLLEAGUES BE
7 VICTIMS OF THESE CRIMES.

8 THE SHERIFFS DEPARTMENT IN WEST HOLLYWOOD
9 DOES NOT KEEP SEPARATE STATISTICS, BUT WE PULLED OUT THE
10 ASSAULT STATISTICS FROM JANUARY TO JUNE OF THIS YEAR. WE
11 HAD APPROXIMATELY 186 ASSAULTS THIS YEAR. AND OF THOSE,
12 WE FIGURE ABOUT 19 WERE VICTIMS OF HATE CRIMES. THAT'S
13 10 PERCENT, AND THAT'S JUST ASSAULTS. WE HAVE NO RECORD
14 OF KEEPING STATISTICS ON HATE MAIL, HARASSMENT, ABUSIVE
15 LANGUAGE AND OTHER FORMS OF HATE CRIMES.

16 FROM LOOKING AT THE STATISTICS I RECEIVED,
17 IT'S DIFFICULT TO DETERMINE TO WHAT EXTENT HATE CRIMES ARE
18 INCREASING BECAUSE YOU DON'T HAVE MUCH TO COMPARE IT TO.
19 BUT THROUGH TALKING WITH OTHER MUNICIPAL LEADERS -- I
20 PARTICIPATED IN THE NATIONAL LEAGUE OF CITIES, THE
21 CALIFORNIA LEAGUE OF CITIES -- UNFORTUNATELY, I FEEL THAT
22 HATE CRIMES ARE INCREASING. AND I KNOW AS WE ENTER THE
23 SUMMER MONTHS, THESE STATISTICS WILL RISE AGAIN.

24 ONE OF THE REASONS THAT WE DON'T HAVE EXACT
25 STATISTICS IS THAT PEOPLE, I THINK, ARE HESITANT TO REPORT

1 GAY BASHINGS AND HATE CRIMES. I THINK PEOPLE ARE SHAMED
2 BY THEM. THEY'RE REALLY TRULY VICTIMS. MANY TIMES THEY
3 DON'T KNOW WHERE TO GO. THEY DON'T KNOW HOW TO GET
4 ADEQUATE HELP. AND AT TIMES THEY MIGHT COME IN TO REPORT
5 AN ASSAULT OR NOTIFY THE SHERIFF, BUT THEY WON'T TALK
6 ABOUT THE SPECIFICS OF THE CRIME, THAT IT WAS AN ASSAULT
7 BECAUSE OF THEIR SEXUALITY OR THEIR RELIGION OR THE COLOR
8 OF THEIR SKIN. I THINK THAT MANY PEOPLE ARE JUST
9 UNCOMFORTABLE IN MAYBE SO PERSONAL AN ASSAULT. AND I
10 THINK THAT PROBABLY MAKES IT DIFFICULT TO TRACK.

11 I WAS ASKED IF THE CURRENT LAWS ARE ADEQUATE
12 AND IF THE CITY HAS EVER FILED ANY ACTION UNDER THIS
13 CALIFORNIA CIVIL OR PENAL CODE. WE AS A CITY HAVE NOT HAD
14 TO DO THAT. HOWEVER, AGAIN, I THINK IT'S EXTREMELY
15 IMPORTANT TO START DEVELOPING STATISTICS AROUND GAY
16 BASHINGS AND HATE CRIMES SO WE CAN TEST THE SYSTEM TO
17 DETERMINE IF THESE LAWS ARE ADEQUATE. IT'S MY GUESS AT
18 PRESENT THAT THE LAWS ARE PROBABLY NOT ADEQUATE.

19 YOU SEE, WE TEND TO FOLLOW THAT "BLAME THE
20 VICTIM" SYNDROME. AND THIS SYNDROME ALWAYS TRIES TO BLAME
21 THE VICTIM, THE CRIME IS THE VICTIM'S FAULT. SO THE WAY
22 WE TRY TO FIX IT IS WE WORK WITH THE VICTIM. WE SAY,
23 WELL, IF ONLY YOU HAD MAYBE NOT GONE OUT AT NIGHT OR IF
24 YOU HAD WALKED IN PAIRS. OR IF YOU HAD TAKEN EXTRA
25 PRECAUTION, YOU WOULDN'T HAVE BEEN A VICTIM. AND WE DON'T

1 DEAL WITH THE PERPETRATORS. IN FACT, THIS IS MUCH THE WAY
2 LAWMAKERS HAVE DEALT WITH THE ISSUE OF RAPE. AND I THINK
3 THIS IS SOMETHING WE REALLY NEED TO CHANGE, THAT KIND OF
4 ATTITUDE.

5 I'D ALSO ASSERT THAT OFFENDERS ALWAYS GET OFF
6 RATHER LIGHTLY. ALTHOUGH MANY OF US ATTEMPT TO REFRAIN
7 FROM EXHIBITING ANY FORM OF PREJUDICE, THE FACT REMAINS
8 THAT OFTEN PEOPLE WHO ARE VICTIMS OF HATE CRIMES HAVE BEEN
9 PREJUDICED AGAINST MANY TIMES. WE NEED TO CHANGE THE
10 SYSTEM TO ENSURE THAT THESE INDIVIDUALS WHO REPORT HATE
11 CRIMES GET TREATED FAIRLY AND EQUALLY AND NOT SUFFER THE
12 ADDITIONAL INDIGNITY OF BEING TREATED IN A BIASED MANNER
13 BY REPRESENTATIVES OF LAW ENFORCEMENT OR MUNICIPAL
14 GOVERNMENT.

15 IT'S BEEN MY PERSONAL BELIEF THAT THE NEEDS
16 OF CRIME VICTIMS ARE OFTEN OVERLOOKED. PERHAPS, IF
17 REPORTING PROCEDURES COULD BE SYSTEMIZED AND MADE EASIER
18 TO VICTIMS, WE COULD DETERMINE THE EXTENT OF HATE CRIMES
19 AND BE AWARE OF ANY PATTERNS THAT OCCUR. CHANGES IN THE
20 APPROACH WE TAKE WITH VICTIMS INVOLVES EDUCATION, BUT I
21 FEEL IF WE HAVE THE LAWS TO BACK US UP, WE HAVE A CHANCE
22 TO CHANGE PEOPLE'S ATTITUDE.

23 IN WEST HOLLYWOOD WE HAVE A VERY DIVERSE
24 POPULATION. AND I SUSPECT THAT WHILE MANY OF OUR HATE
25 CRIMES INVOLVE GAY BASHINGS, MANY OTHER CRIMES AFFECTING

1 OUR RUSSIAN IMMIGRANTS, JEWISH AND SENIOR POPULATION JUST
2 DON'T GET REPORTED.

3 I HOPE THIS PUBLIC TESTIMONY HAS BEEN OF SOME
4 BENEFIT. AS WE ALL KNOW, NOT ENOUGH IS BEING DONE TO
5 ADDRESS HATE CRIMES IN AN OPEN MANNER AND TO ENCOURAGE
6 VICTIMS TO COME FORWARD. IF WE HAVE A SYSTEMATIC WAY OF
7 COLLECTING INFORMATION, WE WILL HAVE A BETTER CHANCE OF
8 WORKING WITH THE VICTIMS AND DETERMINING THE NATURE OF THE
9 CRIMES.

10 MINNESOTA AND CONNECTICUT ARE EXCELLENT
11 EXAMPLES OF STATES WHICH INCLUDE ANTI-GAY CRIME
12 STATISTICS. I BELIEVE THAT HATE CRIMES ARE ON THE
13 INCREASE, AND THAT IT IS IMPORTANT FOR US AS LAWMAKERS AND
14 AS CONCERNED CITIZENS TO STEM THIS TIDE. LAW ENFORCEMENT
15 PERSONNEL MUST BE SENSITIVE TO THE NEEDS OF HATE CRIME
16 VICTIMS IN ORDER TO CREATE AN OPEN ENVIRONMENT WHERE THERE
17 IS NO FEAR OF RIDICULE OR DISINTEREST. WE MUST PROVIDE
18 SAFE PLACES WHERE VICTIMS MAY BE COUNSELED AND WHERE THEY
19 CAN COMFORTABLY DISCUSS THEIR EXPERIENCE WITH OTHERS WHO
20 HAVE SIMILAR EXPERIENCES.

21 SENATOR PAUL SIMON JUST SPONSORED A BILL,
22 SB 419, THE HATE STATISTICS ACT. THIS BILL JUST PASSED
23 THE HOUSE, AND IT'S NOW PENDING IN THE SENATE. AND I
24 WOULD URGE THIS COMMISSION AND THE ATTORNEY GENERAL TO
25 WRITE TO SENATOR CRANSTON AND PETE WILSON AND TO URGE THEM

1 TO SUPPORT THIS BILL. THIS LEGISLATION WILL REQUIRE ALL
2 STATES TO COMPILE STATISTICS ON HATE CRIMES.

3 I HOPE THAT WHAT I'VE TOLD YOU TODAY WILL
4 HELP YOU DRAFT SOME LAWS TO PROTECT THE VICTIMS AND PUNISH
5 THE PERPETRATORS AND WORK WITH US TO STOP THIS SENSELESS
6 VIOLENCE.

7 THANK YOU.

8 MONSEIGNEUR BARRY: THANK YOU. OH, WAIT JUST A
9 MINUTE AND SEE IF THERE ARE ANY QUESTIONS.

10 HONORABLE RODRIGUEZ: WHAT IS THE BILL BY THE
11 SENATE?

12 MS. LAND: IT'S BILL -- LET ME GET THE CORRECT
13 NUMBER -- 419. IT'S CALLED THE HATE STATISTICS ACT. AND
14 IT JUST PASSED OUT OF THE HOUSE, AND IT'S PENDING IN THE
15 SENATE.

16 HONORABLE RODRIGUEZ: IN YOUR CITY, ARE YOU, AS THE
17 MAYOR, AND THE COUNCIL ABLE TO DIRECT YOUR CHIEF OF POLICE
18 TO KEEP THESE STATISTICS SHORT OF ANY NEW LAW BEING
19 ENACTED? DOESN'T HE WORK FOR YOU?

20 MS. LAND: WE ARE PART OF THE LOS ANGELES COUNTY
21 SHERIFFS DEPARTMENT. WE CONTRACT WITH THEM. AND AS FAR
22 AS I KNOW, THE SHERIFF'S DEPARTMENT DOES NOT KEEP SEPARATE
23 STATISTICS. BUT THIS IS SOMETHING THAT WE CAN TRY TO WORK
24 ON WITH THE SHERIFF'S DEPARTMENT. AND MAYBE AS MORE
25 CONTRACT CITIES BEGIN DEMANDING THE SHERIFF'S DEPARTMENT

1 TO KEEP THESE EXACT STATISTICS, THAT WILL GIVE US A LITTLE
2 BIT MORE LEVERAGE.

3 HONORABLE RODRIGUEZ: THANK YOU.

4 MONSEIGNEUR BARRY: ANYTHING FURTHER?

5 THANK YOU VERY MUCH, ABBY.

6 I THINK WE'RE UP THEN TO -- IS CLARA PARK
7 HERE FROM THE KOREAN AMERICAN EDUCATORS ASSOCIATION?

8 IF NOT, THEN WE CAN GO AHEAD TO TUT. THANK
9 YOU FOR YOUR PATIENCE.

10 MR. HAYES: BEG YOUR PARDON?

11 MONSEIGNEUR BARRY: THANKS FOR YOUR PATIENCE.

12 MR. HAYES: I'M A PATIENT PERSON.

13 UNFORTUNATELY, I WASN'T ABLE TO ATTEND THE
14 BEGINNING OF THE MEETING SO I'M NOT APPRISED OF WHAT MAY
15 HAVE BEEN SPOKEN ABOUT, BUT I AM RELATIVELY CERTAIN THAT
16 THE SUBJECT AREA INVOLVED THAT I'M ABOUT TO ADDRESS HAS
17 NOT BEEN MENTIONED, AND I (UNINTELLIGIBLE) PREMIERE OF A
18 MOTION PICTURE CALLED "DO THE RIGHT THING" BY A BLACK
19 DIRECTOR, PRODUCER AND ACTOR, SPIKE LEE. IT IS SAID THAT
20 THIS MOVIE WILL PROBABLY PROMPT RACIAL TENSION IF NOT
21 OUTRIGHT RACIAL CONFLICT. I HAD NO IDEA ABOUT THAT MOVIE
22 (UNINTELLIGIBLE) AND MAKE AN ATTEMPT TO ASSESS IT FOR
23 THOSE KIND OF CHARACTERISTICS OR THAT IT MIGHT AFFECT
24 PEOPLE IN THAT MANNER.

25 BUT WHAT I HAVE BEFORE ME IS SOMETHING WHICH

1 I AM CERTAIN MANY OF YOU MIGHT BE APPRISED OF AND THAT IS
2 THE FACT THAT THERE ARE CONFLICTING ETHNIC POPULATIONS IN
3 THE CITY OF LOS ANGELES, IF NOT THROUGHOUT THE ENTIRE
4 NATION. IT WOULD BE MY STRONG HOPE AND OPINION THAT THERE
5 BE NO (UNINTELLIGIBLE) WHICH WOULD PROMPT ANY RACIAL
6 VIOLENCE IN THESE AREAS. SO FAR YOU'VE HAD A VERY SMOOTH
7 AND PEACEFUL TRANSITION OF NEIGHBORHOODS.

8 MY NEIGHBORHOOD HAS BEEN IMPACTED BY
9 IMMIGRANTS PRIMARILY, AND MANY BLACK COMMUNITIES ARE
10 IMPACTED THUSLY. WE ALSO NOTICE THAT COMMERCIALLY AS FAR
11 AS THE ENTREPRENEURS, THE STOREKEEPERS AND THAT SORT OF
12 THING ARE CONCERNED, MANY ETHNIC GROUPS SEEM TO
13 PREDOMINATE.

14 I LIVE AT 67TH AND CENTRAL IN LOS ANGELES,
15 AND THERE ARE SIX NEIGHBORHOOD GROCERY STORES. THE
16 NEIGHBORHOOD IS ABOUT 75 PERCENT HISPANIC AND ASIAN
17 IMMIGRANTS AND ABOUT 25 PERCENT BLACK. ALL MERCHANTS ARE
18 ASIANS. WHAT I'M ABOUT TO ADDRESS IS THE FACT THAT ONE OF
19 THE MOST MASSIVE REDEVELOPMENT PROJECTS IN THE HISTORY OF
20 LOS ANGELES IS ABOUT TO TAKE PLACE IN THE WATTS AREA.
21 WHAT I HAVE HERE IS THE COMMUNITY REDEVELOPMENT AGENCY'S
22 WATTS REDEVELOPMENT PROJECT. IT POINTS OUT THAT SOMETHING
23 LIKE 2,000 ACRES OR THREE SQUARE MILES IS GOING TO BE
24 REDEVELOPED.

25 NOW, THERE'S BEEN REDEVELOPMENT IN WATTS SO

1 FAR -- SHOPPING CENTERS, HOMES HAVE BEEN BUILT, AND THINGS
2 OF THAT NATURE. NOW, I WAS IN ATTENDANCE TWO WEEKS AGO
3 WHEN THE CRA FIRST PRODUCED THIS DOCUMENT -- AND THEY GOT
4 (UNINTELLIGIBLE) RESPONSE. THE BLACK PERSONS WHO WERE
5 THERE WHO RESPONDED PRIMARILY POINTED OUT THAT THEY WERE
6 PLEASED TO SEE THE SHOPPING CENTERS AND NEW HOMES AND THAT
7 SORT OF THING, BUT THEY FOUND THAT MOST OF THE STORES AND
8 MANY OF THE JOBS HAD GONE TO OTHER PEOPLE.

9 NOW, THERE'S NO DOUBT IN MIND, I HOPE, OF ANY
10 THAT PEOPLE DO BELIEVE THAT THEY HAVE SOME PRIORITY, SOME
11 RIGHTS IN THE NEIGHBORHOOD IN WHICH THEY LIVE IN. THEY
12 DEFINE THAT NEIGHBORHOOD AS BEING BLACK OR HISPANIC OR
13 ASIAN. AND THESE PEOPLE HAVE A STRONG LONGING AND CLING
14 TO THIS NEIGHBORHOOD. AND THEY THINK OF WATTS AS BEING A
15 BLACK COMMUNITY. AND THEY CONSIDER THAT THE MERCHANTS AND
16 THE IMMIGRANTS WHO COME INTO THAT NEIGHBORHOOD TO BE
17 OTHERS, OUTSIDERS.

18 NOW, THIS 2,000 ACRES IS VERY PRIME
19 TERRITORY. I'M CONCERNED ABOUT HOW IT'S GOING TO DEVELOP.
20 AND AS YOU NO DOUBT KNOW, URBAN REDEVELOPMENT HAS ALSO
21 BEEN BLACK REMOVAL IN EVERY MAJOR METROPOLITAN CITY IN
22 THIS COUNTRY -- BLACKS BEING OUSTED.

23 NOW, I'M A VICTIM OF URBAN REDEVELOPMENT.
24 I WAS SITUATED ON THE CORNER OF THE -- SOUTHWEST CORNER
25 OF WESTERN. THAT WAS A VERY PROMINENT CORNER IN THE CITY

1 OF LOS ANGELES. IT WAS A PREDOMINANTLY BLACK COMMUNITY AT
2 THE TIME. REDEVELOPMENT STARTED EIGHT YEARS AGO.

3 AND THERE WAS AN IRONY -- I GUESS I'LL SAY
4 WHAT I'M INVOLVED IN AND ADDRESS IT -- THE FACT THAT
5 GOVERNMENTAL ADMINISTRATORS AND AGENCIES DECIDE WHICH
6 ETHNIC GROUPS WILL SURVIVE AND WHICH WILL BE ABANDONED OR
7 OUTRIGHT ELIMINATED. AND MY CONCERN IS THAT BLACKS ARE
8 THE ONES THEY CHOOSE TO BE ELIMINATED.

9 THERE WERE FOUR -- I WAS A COMMERCIAL
10 PHOTOGRAPHER. THERE WAS AN ASIAN GAS STATION ON THE
11 CORNER, MY PHOTO STUDIO, AN ASIAN LAUNDROMAT AND A BLACK
12 LIQUOR STORE. THE CRA RELOCATED THE LAUNDROMAT AND
13 RELOCATED THE GAS STATION. THE BLACK LIQUOR STORE AND MY
14 BUSINESS -- ALL OUR PRODUCTS WERE TAKEN AND PLACED INTO
15 STORAGE. MINE REMAINED IN STORAGE ILLEGALLY, I MIGHT
16 POINT OUT, FOR TWO YEARS.

17 THEY LIED TO THE LIQUOR STORE BY POINTING OUT
18 THAT IF THEY TAKE HIS LIQUOR LICENSE AWAY, WHEN HE
19 RELOCATES, HE COULD USE THAT LICENSE. WELL, THE STATE LAW
20 DOES NOT ALLOW THAT. SO, IN EFFECT, EVEN AT THIS DATE,
21 TWO BLACK BUSINESSES HAVE BEEN ELIMINATED.

22 NOW, I DON'T KNOW WHETHER YOU KNOW IT OR NOT,
23 BUT I AM WHAT IS CALLED A BLACK ACTIVIST IN THIS CITY. I
24 AM ACTUALLY A BLACK NATIONALIST. AND I MIGHT GO ON TO
25 DEFINE THAT BLACK NATIONALISM DOES NOT MEAN BLACK RACISM.

1 IT MEANS RACIALISM. (UNINTELLIGIBLE) AND I DO PROBABLY
2 CONTEND THAT I'M AN ADVOCATE FOR WHITE PEOPLE IN THIS
3 CITY, HAVE BEEN FOR SOMETHING LIKE 25 YEARS. SO CRA
4 ATTEMPTED TO SILENCE ME IN A VERY EFFECTIVE MANNER.

5 I'M ARRESTED EVERY TIME I GO TO THE CRA BOARD
6 MEETINGS ON A SECTION CALLED 403 OF THE PENAL CODE. I
7 ASSUME YOU MAY BE FAMILIAR WITH THAT, DISRUPTING A PUBLIC
8 MEETING. AND IT'S GOTTEN TO THE POINT THAT A VERY IRONIC
9 SITUATION HAS TAKEN PLACE. IT SEEMS IRONIC THAT I'M
10 BROUGHT BEFORE ASIAN JUDGES WITH ASIAN PROSECUTORS AND
11 EVEN ASIANS BAILIFFS. NOW, MS. ALICE KENNEDY, SENIOR
12 PROSECUTOR, OF COURSE, INTERVENES HERE AND THERE AND ADDS
13 A \$10,000 BAIL ON A VERY MINOR OFFENSE, SUCH AS THE LAST
14 TIME I WAS ACCUSED SEEN SITTING IN ON THE MEETING AFTER IT
15 HAD BEEN ADJOURNED. I WAS ARRESTED FOR THAT, AND THEY
16 REQUESTED \$5,000 BAIL FOR THAT. (UNINTELLIGIBLE) SINCE
17 THE ARREST WAS MADE BY MR. JAMES WOOD. SO I'VE BEEN
18 ARRESTED THREE TIMES, BEEN TO TRIAL ONCE. AND I AM VERY
19 CONCERNED THAT IT SEEMS AS THOUGH THE BEST QUALIFIED
20 PERSONS TO PROSECUTE ME WOULD BE ASIAN JUDGES AND ASIAN
21 PROSECUTORS.

22 AND I MENTION THAT ASIAN BAILIFF BECAUSE
23 HE -- WHEN I WAS ARRESTED WITH THE \$5,000 BAIL, WHICH I
24 COULD NOT POST AT THE ARRAIGNMENT, HE MANAGED TO LOSE MY
25 (UNINTELLIGIBLE) WITH ALL MY PAPERS IN IT FOR TWO DAYS

1 BECAUSE HE DID NOT SIGN IT. AND I THOUGHT THAT WAS A VERY
2 EFFECTIVE WAY OF HARASSING ME.

3 SO WHAT I'M SAYING IS THAT I HOPE THAT YOU
4 ARE SOMEWHAT ACQUAINTED WITH THE (UNINTELLIGIBLE) OF LAY
5 PROLETARIAT PEOPLE. THEY HAVE NO REAL IDEA HOW IT IS THAT
6 A PERSON, A CLASS OF PEOPLE MAY HAVE AN ENTREPRENEURIAL
7 ATTITUDE, A BUSINESS ATTITUDE. WE HAVE ALL KINDS OF
8 RUMORS THAT ABOUND AS TO HOW IT IS THAT THE ASIANS MANAGE
9 TO CONTROL ALL THESE SWAP MEETS AND ALL THESE GAS
10 STATIONS, INVOLVED IN BUSINESSES IN THE, QUOTE, UNQUOTE,
11 BLACK COMMUNITY.

12 SOME POINT OUT THAT THEY'RE GIVEN SPECIAL
13 PRIORITY FOR GRANTS FROM THE GOVERNMENT, FROM THE CITY AND
14 VARIOUS OTHERS. I DON'T KNOW WHAT THE EXACT TRUTH IS. I
15 DO RECOGNIZE THAT THERE IS PREFERENTIAL TREATMENT IN MANY
16 AREAS. AND THAT CONCERNS ME A GREAT DEAL. SO WHAT I'M
17 HERE TODAY IS TO ASK THAT AT LEAST IN MY BUSINESS THAT THE
18 ATTORNEY GENERAL'S OFFICE INVESTIGATE WHAT IS HAPPENING
19 WITH THE CITY ATTORNEY.

20 NOW, JAMES HAHN IS OUR CITY ATTORNEY. HE'S
21 VERY WELL ACQUAINTED WITH THE FACT THAT (UNINTELLIGIBLE)
22 BLACKS AND ASIANS DO ABOUND. (UNINTELLIGIBLE) WITH ASIAN
23 GROUPS AND ORGANIZATIONS IN ORDER TO TRY TO SATISFY SOME
24 OF THESE (UNINTELLIGIBLE) WITH VERY LITTLE SUCCESS. AND I
25 BELIEVE AT THIS TIME THAT THE CITY ATTORNEY AND VARIOUS

1 OTHER AGENCIES ARE TRYING TO DRIVE A WEDGE BETWEEN THESE
2 TWO ETHNIC GROUPS AND GENERATE SOME KIND OF RIVALRY.

3 I HAVE ENOUGH EVIDENCE TO DOCUMENT THAT
4 VERY (UNINTELLIGIBLE) BLACK ORGANIZATIONS HAVE LOOKED INTO
5 THE MATTER, TO DISCLOSE THE FACTS THAT THERE IS A LACK OF
6 FAIRNESS THAT IS TAKING PLACE IN THESE TWO AREAS.

7 I AM PARTICULARLY REQUESTING THAT THE
8 ATTORNEY GENERAL INVESTIGATE THESE OUTRAGEOUS CHARGES
9 WHICH HAVE BEEN BROUGHT AGAINST ME. FOR INSTANCE, I WAS
10 CHARGED WITH NOT SPEAKING ON THE AGENDA ITEM AND CHARGED
11 WITH PENAL SECTION 403. WELL, THE SECTION POINTS OUT THAT
12 THE CONTENTS OF THE SPEECH CAN NEVER BE A VIOLATION OF
13 THAT SECTION. IN OTHER WORDS, I WAS SIMPLY CHARGED WITH
14 VIOLATING ROBERTS RULES OF ORDER AND ARRESTED AND TAKEN TO
15 JAIL AND WAS FACING SIX MONTHS IN PRISON AND A \$10,000
16 FINE. I THINK THAT'S RATHER ABSURD. I THINK IT ADDRESSES
17 A WHOLE NOTION ABOUT WHETHER OR NOT THERE'S FREEDOM IN
18 THIS COUNTRY TO SPEAK ONE'S MIND, SOMETHING ASIDE FROM
19 BURNING A FLAG.

20 ONE CANNOT ADDRESS FOR THREE MINUTES, WHICH I
21 WAS GIVEN, A GROUP OF PEOPLE AND SPEAK THEIR MIND ABOUT
22 BEING ARRESTED AND BEING ARRESTED ON CHARGES THAT
23 SPECIFICALLY PROHIBITS BEING ARRESTED BECAUSE OF THE
24 CONTENTS OF THE SPEECH. I THINK THERE'S SOMETHING
25 SERIOUSLY WRONG. BUT THE CITY ATTORNEY CHOSE TO TAKE THIS

1 ARREST (UNINTELLIGIBLE) TRIAL AND USE IT AS AN IMPLEMENT
2 AGAINST ME.

3 I'M THE STRONGEST ADVOCATE AGAINST THE
4 ACTIVITY OF THIS COMMUNITY REDEVELOPMENT AGENCY BECAUSE I
5 AM A VICTIM. THERE ARE OTHER PEOPLE WHO (UNINTELLIGIBLE)
6 CRA. MY CONCERN IS THE IMPACT IT'S GOING TO HAVE UPON
7 BLACK PEOPLE BECAUSE, AS I JUST POINTED OUT, THE LARGEST
8 REDEVELOPMENT, 200 ACRES, THREE SQUARE MILES, IS GOING TO
9 TAKE PLACE IN A PREDOMINANTLY BLACK COMMUNITY. AND I'M
10 VERY MUCH CONCERNED ABOUT THE KINDS OF (UNINTELLIGIBLE)
11 MUST BE DRAWN AROUND THAT.

12 I INDICATED TO PEOPLE AT THAT MEETING THAT IF
13 THEY WANTED TO CLAIM THIS COMMUNITY, THEY SHOULD DO TWO
14 THINGS. (UNINTELLIGIBLE) WILL ROGERS PARK, WHICH IS AT
15 103RD AND CENTRAL, CHANGED TO MALCOM X PARK. WE NEVER
16 MANAGED TO GET THE 2,000 SIGNATURES.

17 BUT, MORE IMPORTANT, (UNINTELLIGIBLE) IT WAS
18 IN 1965, THE FIRST WATTS SUMMER FESTIVAL. AND I HAD
19 REQUESTED THAT THE JORDAN ALUMNI ASSOCIATION COLLECT MONEY
20 AND FUNDS TO BUILD A MEMORIAL FOR THE 37 PEOPLE WHO LOST
21 THEIR LIVES DURING THE WATTS REVOLT. A SIX YEAR OLD CHILD
22 AND A 73 YEAR OLD MAN WERE VICTIMS IN THAT UPRISING. AND
23 THAT MEMORIAL WAS SUPPOSED TO GO INTO EFFECT AND BE PLACED
24 IN WILL ROGERS PARK. ONCE AGAIN, I'M MAKING THAT SAME
25 CONTENTION. AS YOU NO DOUBT KNOW, THE VIET NAM MEMORIAL,

1 THERE'S AN ISSUE ABOUT A KOREAN MEMORIAL AND, OF COURSE, I
2 UNDERSTAND THAT WE EVENTUALLY (UNINTELLIGIBLE) IN
3 WASHINGTON, D.C. TO HONOR THE FEMALE DEAD OF VIET NAM AND
4 OTHER WARS. I FEEL THAT IT'S IMPORTANT THAT IF BLACK
5 PEOPLE ARE GOING TO CLAIM THE COMMUNITY, THEY MUST
6 MEMORIALIZE IT IN SOME MANNER, SOME (UNINTELLIGIBLE)
7 EFFECT. AND I THINK TO HONOR THOSE WHO HAVE DIED, TO
8 FOCUS ATTENTION IF NOTHING ELSE ON THE SOCIAL DIFFICULTIES
9 (UNINTELLIGIBLE) IMPACTED BY BLACK PEOPLE IS VERY
10 IMPORTANT.

11 I WILL CONCLUDE BY POINTING OUT THAT MY
12 (UNINTELLIGIBLE) MATTERS ARE ONGOING. I'M CERTAINLY GOING
13 TO ADDRESS THE FACT THAT CITY ATTORNEY HAHN IS TRYING TO
14 DEVELOP A RIVALRY AMONG BLACK PEOPLE AND OTHER
15 (UNINTELLIGIBLE). GOVERNMENTAL AGENCIES ALONG WITH BLACK
16 AND ETHNIC ORGANIZATIONS AND OTHER GOVERNMENT
17 (UNINTELLIGIBLE) ENTITIES HAVE BEEN BROUGHT IN PLACE IN
18 SUBTLE AND IN SOME BLATANT MATTERS ALSO. I HAVE
19 DOCUMENTATION OF THAT WHICH I WOULD CERTAINLY LIKE TO
20 PRESENT TO THE COMMISSION TO PROVE THAT THESE KINDS OF
21 ACTIVITIES ARE GOING ON.

22 AND WITH THAT, I OPEN TO ANY QUESTIONS WHICH
23 YOU MIGHT HAVE.

24 MONSEIGNEUR BARRY: IRMA?

25 MS. CASTRO: I HAVE A COMMENT. I'VE HAD THE

1 OPPORTUNITY TO SEE "DO THE RIGHT THING." AND I THINK
2 PERHAPS THAT THE ISSUE THAT YOU RAISE IS PERHAPS THE ISSUE
3 THAT MOST PEOPLE OF COLOR ARE GRAPPLING WITH, AND THAT IS
4 HOW ARE WE GOING TO CONFRONT OURSELVES AS THINGS START TO
5 OCCUR IN THIS COUNTRY AND ARE WE WILLING TO GO THE
6 DIALOGUE AND DO SOME THINGS WHEN IT IS OBVIOUS THAT PEOPLE
7 ARE NOT WILLING TO PROVIDE A SOLUTION FOR US. AND
8 CERTAINLY PART OF, I THINK, THE MESSAGE PEOPLE HAVE NOT
9 SEEN -- AND I SUGGEST THAT YOU DO -- PART OF THAT WHOLE
10 MESSAGE REALLY HAS TO DO ABOUT THE CHOICES WE HAVE TO MAKE
11 AND WHETHER WE ARE ACCEPTING OR NOT ACCEPTING, AT THE SAME
12 TIME THAT WE ARE CONTINUING TO BE WHO WE ARE.

13 AND I JUST MADE THAT AS AN INTRODUCTORY
14 COMMENT BECAUSE I THINK THAT THE ISSUE THAT YOU HAVE
15 RAISED IN REGARD TO WHO CONTROLS OUR NEIGHBORHOODS IS NOT
16 JUST ABOUT WHO CONTROLS OUR NEIGHBORHOODS, BUT DO WE SHARE
17 WHAT WE HAVE OR DON'T HAVE WITH EACH OTHER. CERTAINLY THE
18 ISSUE HAS BECOME MORE PREVALENT IN COMMUNITIES THAT ARE
19 RADICALLY CHANGING SUCH AS IN WATTS AND IN COMPTON WHERE
20 WE'RE HAVING TO FACE ISSUES THAT I'M NOT SURE MANY OF US
21 WANT TO SEE. BUT IT'S REALLY A PART OF IT.

22 I THINK WHERE THE COMMISSION IS CONCERNED AND
23 CERTAINLY WHERE MEMBERS OF THIS COMMISSION ARE IS THAT WE
24 CAN ADDRESS THE ISSUES OF HUMAN RELATIONS AND HOW WE ALL
25 ATTEMPT TO GET ALONG, BUT CERTAINLY IN THE DEFENSE OF

1 CIVIL RIGHTS AND HOW WE ARE TO CONTINUE THAT, NO MATTER
2 WHAT COLOR PEOPLE ARE OR WHAT KINDS OF BARRIERS THEY FACE
3 IN TERMS OF ACCESS TO OPPORTUNITIES. SO I CERTAINLY
4 EMPHASIZE -- BUT I THINK AT THE SAME TIME WE'RE HAVING TO
5 GRAPPLE WITH ALL THOSE ISSUES BOTH INTERNALLY IN OUR OWN
6 COMMUNITY AS WELL AS WHAT WE DO AS WE CONFRONT WHAT I
7 CONSIDER THE SYSTEM OR NUMBER OF INSTITUTIONS THAT ARE
8 (UNINTELLIGIBLE) TO DISCRIMINATE AND SET BARRIERS THAT ARE
9 VERY DIFFICULT TO OVERCOME FOR PEOPLE OF COLOR.

10 MR. HAYES: I THINK ON THE QUESTION OF VIOLENCE.
11 AS YOU KNOW (UNINTELLIGIBLE) THE BLACK COMMUNITY HAS A
12 GREAT DEAL OF VIOLENCE TAKING PLACE. AND I WOULD SUBMIT
13 THAT ANY IMMIGRANT TO COME TO THE COMMUNITY AND IS A
14 VICTIM OF VIOLENCE -- I DON'T THINK THAT THERE'S ANY
15 INSTANCE THAT I KNOW OF WHERE ANY PARTICULAR GROUP WAS
16 SINGLED OUT TO BE ATTACKED OR HAVE VIOLENCE BROUGHT UPON
17 THEM SIMPLY BECAUSE THEY WERE OUTSIDERS. BLACK PEOPLE
18 HAVE ALWAYS BEEN BURGLARIZED AND CRIMINALIZED BY THE
19 (UNINTELLIGIBLE) POOR ELEMENTS OF THE BLACK COMMUNITY.
20 AND I THINK THAT THE IMMIGRANTS WHO COME TO THAT COMMUNITY
21 ARE SIMPLY SUBJECT TO THAT SAME KIND OF VIOLENCE. AND I
22 DO PAY PARTICULAR ATTENTION TO THAT KIND OF THING EVEN SO
23 FAR AS CAUTIONING THE NEIGHBORHOOD POLICE AND SHERIFF'S
24 DEPARTMENTS AS TO WHETHER OR NOT THEY FEEL ACTIVITY OF
25 THAT KIND IS BEING GENERATED.

1 DR. HAWKINS-RUSSELL: SIR, I DID NOT GET YOUR NAME.

2 MR. HAYES: T-U-T H-A-Y-E-S.

3 DR. HAWKINS-RUSSELL: ONE COMMENT THAT I WOULD LIKE
4 TO MAKE IN SUPPORT OF WHAT YOU SAID, THAT HISTORICALLY
5 THIS KIND OF THING HAS HAPPENED WHERE THE (UNINTELLIGIBLE)
6 WHITE OF SOCIETY, SO TO SPEAK, HAS ALWAYS MADE AN EFFORT
7 TO GET MINORITY GROUPS, ESPECIALLY THE BLACKS, TO FIGHT
8 WITH OTHER MINORITY GROUPS, WHICH REALLY THE OTHER
9 MINORITY GROUP IS NOT THE ENEMY SO TO SPEAK. BUT THIS HAS
10 BEEN A TECHNIQUE, AND I SUSPECT THIS IS WHAT'S GOING ON AS
11 TO WHAT YOU WERE TALKING ABOUT.

12 AND ONE OF THE THINGS I WANTED TO ASK, ARE
13 THERE NOT OTHER SOURCES, OTHER THAN THE ATTORNEY GENERAL'S
14 COMMISSION, THAT COULD BE INVOLVED IN THIS?

15 MR. HAYES: WELL, ONE OF THE THINGS WE WITNESSED IN
16 THE COUNTY IS THE CUTBACK OF THE SO-CALLED HUMAN RELATIONS
17 DEPARTMENTS WHICH TRY TO DEAL WITH THESE ISSUES.
18 UNFORTUNATELY, MOST OF THE PEOPLE WHO ARE BROUGHT IN TO
19 DISCUSS THESE MATTERS ARE WHAT THEY WOULD CALL ACCEPTABLE
20 ANGLO GROUPS. FOR INSTANCE, BLACK NATIONALISTS ARE NEVER
21 BROUGHT IN TO SPEAK THEIR MINDS ON THESE ISSUES. AND I
22 CAN ASSESS THAT AS A BLACK NATIONALIST THE
23 (UNINTELLIGIBLE) DIFFERENCE -- YOU KNOW, I UNDERSTAND THE
24 COMPATIBILITY REQUIRED WHEN NEIGHBORHOODS BEGIN TO CHANGE.

25 NOW, THE BLACK POPULATION IS EMBARRASSED. WE

1 ARE EMBARRASSED BECAUSE WE DO NOT (UNINTELLIGIBLE) SKILLS
2 THAT OTHER PEOPLE HAVE. SOMETIMES THEY SEEK OUT EXCUSES
3 THAT THESE PEOPLE COME WITH A SUITCASE FULL OF MONEY. AND
4 EVEN WHEN THEY GET HERE, THE UNITED STATES GOVERNMENT HAS
5 A HUGE HANDOUT FOR THEM.

6 AND SO THE BLACK PEOPLE'S COMMUNITY HAS
7 ERODED, A LOT OF IT BECAUSE OF UPWARD MOBILITY. THERE'S A
8 CAMPAIGN IN THIS CITY TO HAVE BLACKS MOVE TO THE VALLEY, A
9 VERY SUCCESSFUL CAMPAIGN AND THAT BLACKS MOVE WEST TOWARDS
10 RIALTO AND THE RIVERSIDE AREA, WHICH WAS A VERY SUCCESSFUL
11 CAMPAIGN. AND SO THERE'S A SENSE THAT THE COMMUNITY IS
12 BEING ERODED, AND THOSE WHO REMAIN POLITICALLY AND
13 ECONOMICALLY AND RESIDENTIALLY IN THE BLACK COMMUNITY ARE
14 VERY CONCERNED ABOUT IT. AND SO THERE IS A GREAT DEAL OF
15 ANTAGONISM (UNINTELLIGIBLE) REFLECTED IN GENERAL IN THE
16 BLACK PRESS. THAT'S HOW BLACKS FEEL ABOUT THE NEW WAVE OF
17 IMMIGRANTS AND ENTREPRENEURS WHO HAVE TAKEN OVER THE
18 SO-CALLED BLACK COMMUNITY. AND WHAT I'M SAYING IS THAT I
19 DO NOT BELIEVE THAT THE COUNTY, AND CERTAINLY NOT THE CITY
20 OF LOS ANGELES, AND CERTAINLY NOT THE CRA, IS DOING
21 ANYTHING AT ALL TO ADDRESS OR TO ALLAY THESE KINDS OF
22 CONCERNS FOR THE BLACK PEOPLE. AND I BELIEVE -- AND
23 EVENTUALLY IT WILL FILTER DOWN TO THE SO-CALLED
24 UNDERCLASS. AND I BELIEVE THESE ARE THE PEOPLE WHO WOULD
25 BE MOST DYNAMIC WHEN IT COMES TO PHYSICAL CONFRONTATION AS

1 FAR AS OTHER PEOPLE ARE CONCERNED. BUT, NO, I HAVE NOT
2 SEEN A REAL OPPORTUNITY TAKEN ON THE PART OF THE CITY OR
3 COUNTY TO TRY TO ADDRESS SOME OF THE RUMORS AND OUTRIGHT
4 LIES THAT ARE TAKING PLACE ABOUT WHAT IS HAPPENING.

5 DR. HAWKINS-RUSSELL: ONE OF THE THINGS THAT MIGHT
6 BE AGAINST YOU IS THE FACT THAT THE LABEL THAT YOU GIVE
7 YOURSELF, BLACK NATIONALIST -- AND, OF COURSE, YOU KNOW,
8 THAT GOES BACK TO MARCUS GARVEY. THAT'S A DIRTY TERM. SO
9 THAT MIGHT ALSO HELP YOU TO UNDERSTAND YOUR HARASSMENT.

10 MR. HAYES: WELL, JUST LET ME POINT OUT THAT I
11 HAPPEN TO BE A FACILITATOR IN AN ORGANIZATION HERE IN
12 LOS ANGELES. AND IN THE HEIGHT OF THE JESSE JACKSON
13 CAMPAIGN, WE INVITED AS A SPEAKER MR. IRV RUBEN OF THE
14 JEWISH DEFENSE LEAGUE. HE POINTED OUT (UNINTELLIGIBLE)
15 SPEAKING ENGAGEMENT (UNINTELLIGIBLE) ENTIRE JEWISH
16 COMMITTEE. SO HE WAS QUITE HONORED TO SPEAK TO BLACK
17 PEOPLE ABOUT THE CONTENTIONS BETWEEN JESSE JACKSON AND THE
18 JDL. UNFORTUNATELY, JACKSON'S (UNINTELLIGIBLE)
19 CAMPAIGNERS MADE A VERY NERVOUS SITUATION. BUT THIS WAS
20 BLACK NATIONALISTS REACHING OUT TO THE MOST ANTAGONISTIC
21 ETHNIC GROUPS IN THE COUNTRY OR WORLD WHEN IT CAME TO
22 JESSE JACKSON TO FIND OUT WHAT WAS ON THEIR MIND AND
23 ADDRESS THOSE ANTAGONISMS.

24 WE HAVE HAD KOREAN BUSINESS PEOPLE AND KOREAN
25 JOURNALISTS COME IN AND SPEAK. FOUND OUT THERE WERE 13

1 DAILY KOREAN PAPERS HERE IN L.A. AS YOU MIGHT KNOW, WE
2 HAVE ONE BLACK WEEKLY, WHICH IS ANOTHER EMBARRASSMENT.

3 TO TALK ABOUT THESE ISSUES, TO FIND OUT THE
4 REASONS WHY THE NEWS PEOPLE -- BECAUSE THEY PUT THE WORD
5 OUT IN THE COMMUNITY. SOMETHING WORTHWHILE DID COME OUT
6 OF THAT. WE FOUND THAT CULTURALLY KOREAN PEOPLE ARE
7 PRETTY STRAIGHTFORWARD AND NOT AS RELAXED AND AS SMOOTH AS
8 BLACK PEOPLE MIGHT THINK. SO IF THE MERCHANTS SEEM TO BE
9 STONY FACE, TO BE RUDE AND ABRUPT, AND BLACK PEOPLE SENSE
10 THIS AND THEY DID NOT LIKE IT, ALTHOUGH THEY STILL SPENT
11 THEIR MONEY.

12 SO I AM A DIFFERENT KIND OF BLACK
13 NATIONALIST. I AM NOT A RACIALIST AT ALL -- A RACIST,
14 BUT I AM A RACIALIST. AND I HOPE YOU UNDERSTAND THE
15 DISTINCTION. AND I DO HAVE TO PUT THAT LABEL OUT IN ORDER
16 FOR PEOPLE TO UNDERSTAND WHERE I'M CENTERED, WHERE I'M
17 ACTUALLY COMING FROM.

18 I'M DOING MY BEST TO MAINTAIN THIS CITY ON
19 BEHALF OF BLACK PEOPLE, FOR THE WELL-BEING AND THE
20 DEVELOPMENT OF BLACK PEOPLE. AND I CERTAINLY DO NOT
21 INTEND TO ENCOURAGE ANYONE TO DO THAT IN ANY NEGATIVE
22 MANNER. I DON'T THINK THAT'S NECESSARY.

23 IF WE WIN, IF WE LOSE, I HOPE IT'S BECAUSE OF
24 HONEST AND UNSUPPORTED COMPETITION, NOT THAT THE PEOPLE OR
25 LAW TAKE ADVANTAGE OF US BECAUSE GOVERNMENT STEPS IN AND

1 SELECTS THOSE THEY FEEL WOULD BE BEST TO SUCCEED.

2 MONSEIGNEUR BARRY: THE ONLY COMMENT I WOULD MAKE
3 TO TUT AND THE DEVELOPMENT THAT YOU'RE SPEAKING OF IS THAT
4 THERE ARE SOME OTHER COMMISSIONS THAT MIGHT ALSO BE
5 INTERESTED IN HEARING YOUR CONCERN, SUCH AS THE HUMAN
6 RELATIONS COMMISSION, BECAUSE IT IS A QUESTION OF JUSTICE
7 TO MINORITY GROUPS -- THE PLANNING COMMISSION -- THE
8 COUNTY PLANNING COMMISSION LIKEWISE. THIS WOULD BE GOOD
9 TO MAKE SURE THAT THE INPUT GETS IN TO THEM SO THAT
10 WHATEVER INFLUENCE THEY CAN HAVE MIGHT BE UTILIZED. AND I
11 WOULD NOT OVERLOOK THE OBVIOUS, IS MY POINT, AND TO MAKE
12 SURE THAT THE INPUT IS THERE.

13 MR. HAYES: WELL, I SIMPLY WANT TO ALERT THE
14 COMMISSION THAT IN ESSENCE WHAT I'M SAYING IS THAT I HOPE
15 THAT NO TURF WAR REALLY DEVELOPS. (UNINTELLIGIBLE) THE
16 ANXIETY AND ANTAGONISM ABOUT THE FUTURE BEGINS TO MOUNT.

17 MONSEIGNEUR BARRY: YES,

18 MR. HAYES: AND MY CONCERN IS THAT WE WILL HAVE,
19 PERHAPS, A MONUMENTAL TURF WAR ABOUT WHO OWNS WHAT. WHO
20 DESERVES TO PROSPER AND GROW IN THAT COMMUNITY.

21 MONSEIGNEUR BARRY: I'M NOT SURE THAT I EVEN
22 REMEMBER -- BUT SOMEBODY ELSE MAY -- WHAT COMMISSION IT IS
23 THAT'S RESPONSIBLE FOR MAKING SURE THAT PEOPLE ARE NOT
24 REMOVED IF THEY WISH TO REMAIN IN AN AREA? ALSO, THEY'RE
25 PROVIDED FOR TO COME BACK.

1 MR. HAYES: THAT'S THE CITY OF LOS ANGELES
2 COMMUNITY REDEVELOPMENT AGENCY --

3 MONSEIGNEUR BARRY: OKAY.

4 MR. HAYES: -- CHAIRED BY JAMES WOOD.

5 MONSEIGNEUR BARRY: OKAY. JUST TO MAKE SURE THAT
6 THEY'RE ALSO APPRISED OF IT.

7 THANKS EVER SO MUCH, TUT. I APPRECIATE YOUR
8 INPUT.

9 WE'RE A LITTLE BIT AHEAD OF TIME. DO YOU
10 FEEL IT WOULD BE GOOD TO TAKE A LITTLE BREAK AT THIS
11 POINT?

12 HONORABLE RODRIGUEZ: I THINK IT WOULD BE IN OUR
13 BEST INTERESTS, PARTICULARLY THE REPORTER. I KNOW IN
14 COURT THEY NEED A BREAK.

15 MONSEIGNEUR BARRY: VERY GOOD. LET'S GIVE
16 OURSELVES 10, 15 MINUTES.

17 (RECESS)

18 MS. MERCADO: OTHER BUSINESS TO CONDUCT,
19 MONSEIGNEUR. ON THE FIRST PART WHEN WE'RE TALKING
20 ABOUT -- WHEN IT'S UNDER THE COMMISSION MEETING, I GUESS
21 THE NEXT THING TO TALK ABOUT IS FOLLOW-UP PROCEDURES. I
22 WOULD LIKE TO SUGGEST THE FOLLOWING, THAT WE WILL GO BACK.
23 WE HAVE A RECORD OF, QUOTE, ACTION ITEMS, THAT WE NEED TO
24 UNDERTAKE, LIKE, LETTERS TO BE WRITTEN AND SO FORTH. WE
25 WILL PUT TOGETHER SOME VERY QUICK SUMMARY MINUTES, ATTACH

1 COPIES OF THE WRITTEN TESTIMONY THAT WE RECEIVED. LATER
2 ON WHEN WE GET THE TRANSCRIPT, WE'LL TRY TO SUMMARIZE
3 THAT. BUT FOR THE SHORT TERM, THAT'S WHAT WE WILL DO. WE
4 WILL FOLLOW UP ON THE ACTION ITEMS. WE WILL BE IN TOUCH
5 WITH YOU.

6 I DON'T KNOW THAT WE REALLY OUGHT TO TRY TO
7 SET A DATE NOW. WHY DON'T YOU LET ME CANVAS EVERYONE LIKE
8 WE'VE DONE IN THE PAST. MY SUGGESTION WOULD BE THAT WE
9 HAVE THE SECOND HEARING IN THE BAY AREA SOMETIME PROBABLY
10 LATE SEPTEMBER, MID-OCTOBER. AND WE WILL NOTIFY YOU. AND
11 I THINK WHAT I WILL SUGGEST IS THAT YOU MEET FOR A COUPLE
12 OF HOURS THE DAY BEFORE TO GIVE YOU AN OPPORTUNITY TO KIND
13 OF TALK. BY THEN, YOU WILL HAVE HAD SOME FEEDBACK FROM
14 THIS HEARING TO SEE WHAT WE WANT TO DO. AND I THINK THAT
15 MIGHT BE BENEFICIAL.

16 DO YOU THINK THAT'S ALL RIGHT, MONSEIGNEUR?

17 MONSEIGNEUR BARRY: HOW DOES THAT SOUND? WE
18 CHATTED ABOUT THAT, A COUPLE OF US AT LUNCH --

19 MS. CASTRO: I THINK THAT WILL BE A GOOD IDEA.

20 I ALSO WOULD LIKE TO SEE, AT LEAST IN
21 PRINCIPLE -- IN PRINCIPLE, I THINK I'D LIKE TO SEE THE
22 COMMISSION HERE TO CONSIDER IT AT THAT MEETING, BUT,
23 CERTAINLY, TAKING A POSITION ON THE WEAKENING OF THE CIVIL
24 RIGHTS LEGISLATION ON A NATIONAL LEVEL. I THINK THAT THE
25 COMMISSION -- AND I DON'T KNOW IF THERE'D BE A PROBLEM

1 WITH ASSUMING THAT, BUT I CERTAINLY WOULD LIKE TO HEAR
2 BACK FROM STAFF AS TO WHETHER WE COULD, AT LEAST IN
3 PRINCIPLE, MAKE OUR VIEWS KNOWN AT THE FEDERAL LEVEL.

4 HONORABLE RODRIGUEZ: I WOULD SUPPORT THAT. I
5 WOULD SUPPORT THAT 100 PERCENT, IF THE ATTORNEY GENERAL
6 HAS NO PROBLEM WITH IT. BECAUSE AFTER ALL HE WAS OUR
7 CREATOR, AND HE HAS CERTAIN ETHICAL OR LEGAL ISSUES HE HAS
8 TO LOOK AT IN THAT REGARD. BUT IF HE PUTS HIS BLESSING ON
9 IT, I'M ALL FOR IT.

10 MS. MERCADO: THANK YOU. THAT'S WHAT I WAS GOING
11 TO SUGGEST, THAT I NOT HAVE TO ANSWER THAT RIGHT NOW, MAKE
12 THE COMMITMENT. BUT I WILL FOLLOW THROUGH ON THAT AND
13 WILL GET BACK TO YOU.

14 THE OTHER THING TO CONSIDER IS THAT AFTER
15 THESE PUBLIC HEARINGS, TRISH, WHO YOU KNOW IS A CONSULTANT
16 ALONG WITH FRED PRESLEY TO THE ORIGINAL COMMISSION AND
17 CONTINUES TO WORK WITH US, IS GOING TO ASSIST US IN
18 WRITING UP A REPORT OF THESE HEARINGS. AND AT THAT TIME,
19 YOU MIGHT ALSO CONSIDER YOU MIGHT WANT TO EXPRESS SOME
20 VIEWS LIKE WE HAVE IN THE PAST.

21 MS. CASTRO: THE OTHER THING IN RELATION TO THE
22 DEPARTMENT OF EDUCATION BECAUSE IT SEEMS LIKE THAT WAS AN
23 INCOMPLETE DISCUSSION. I DON'T KNOW IF WE'D ALSO WANT TO
24 PUT THAT IN TERMS OF THE AGENDA, BUT IF WE'RE GOING TO
25 START SOME TYPE OF CORRESPONDENCE, I WOULD SUGGEST THAT

1 ONE OF THE THINGS THAT BE INCLUDED IS SOME QUESTIONS IN
2 REGARD TO THE QUINQUENNIAL CELEBRATION AND CURRICULUM AND
3 WHETHER OR NOT THAT INDEED ENHANCES HUMAN RELATIONS AS
4 WELL AS THE PARTICIPATION OF PEOPLE IN THE DEVELOPMENT OF
5 THIS COUNTRY. AND I WOULD HAVE, I THINK, SOME CONCERN
6 THAT THAT WAS NOT WHAT WAS HAPPENING NATIONALLY. AND I
7 DON'T BELIEVE IT'S HAPPENING STATEWIDE.

8 MS. MERCADO: ONE OF THE ACTION ITEMS FOR STAFF
9 WILL BE TO DRAFT A LETTER TO THE SUPERINTENDENT FOLLOWING
10 THIS HEARING FOR MONSEIGNEUR'S SIGNATURE FOR THE
11 COMMISSION TO ASK ADDITIONAL QUESTIONS THAT THERE WAS NOT
12 TIME FOR, AND I HAVE ASKED LOLA TO CONSULT WITH YOU SO
13 THAT WE GET YOUR INPUT TO DRAFT THAT LETTER. AND THEN
14 DEPENDING ON THE RESPONSE, WE CAN INCORPORATE, PERHAPS,
15 SOMETHING ELSE IN THE REPORT.

16 DR. HAWKINS-RUSSELL: MARTY, ONE OF THE
17 RECOMMENDATIONS THAT CAME OUT OF OUR RECOMMENDATION WAS
18 FOR EACH COUNTY IN THE STATE TO ESTABLISH A HUMAN
19 RELATIONS COUNCIL. DO YOU EVER HEAR ANY INFORMATION
20 ON -- WAS THERE ANY FOLLOW-THROUGH OR DID CERTAIN COUNTIES
21 DO THAT OR NOT?

22 MS. MERCADO: THAT WAS ONE OF THE THINGS THAT I
23 JUST REALIZED WHEN YOU MENTIONED THAT, THAT WE DIDN'T
24 INCLUDE IN OUR, QUOTE, STATUS REPORT. SINCE THIS
25 COMMISSION WAS FORMED AND SINCE YOUR REPORT, THERE HAVE

1 BEEN SOME COMMISSIONS THAT HAVE BEEN ESTABLISHED:
2 CONCORD -- CITY OF CONCORD, SAN DIEGO, WHICH YOU KNOW CAME
3 INTO BEING, AND THE CITY OF FREMONT, I BELIEVE. BUT THERE
4 ARE SOME SMALL ONES. THERE HAVE NOT BEEN, YOU KNOW, JUST
5 A UNIFORM ACROSS THE BOARD ESTABLISHMENT OF HUMAN
6 RELATIONS COMMISSIONS AT THE COUNTY LEVEL. THE
7 LEGISLATION THAT WAS CARRIED BY GLENN MOORE WOULD HAVE
8 TAKEN -- IN FACT, WOULD HAVE ESTABLISHED CENTERS BECAUSE
9 WE THOUGHT THAT MIGHT BE MORE FEASIBLE OR VIABLE IN THE
10 LEGISLATURE. AND, UNFORTUNATELY, THAT JUST GOT GUTTED
11 ENTIRELY.

12 HONORABLE RODRIGUEZ: YOU KNOW, MARTY,
13 (UNINTELLIGIBLE) HE WAS MAKING A REQUEST ALTHOUGH I
14 THOUGHT MARTY REFERRED HIM TO OTHER COMMISSIONS. ARE WE
15 GOING TO BE TAKING SOME KIND OF ACTION ON HIS REQUEST?

16 MS. MERCADO: WHAT I'M GOING TO DO BECAUSE THAT
17 REALLY IS OUT OF THE PURVIEW, I THINK, OF THE NARROW FOCUS
18 OF THIS COMMISSION. RUTH RUSHIAN WHO WAS SITTING HERE
19 EARLIER FROM THE ATTORNEY GENERAL'S OFFICE IS THE
20 COMMUNITY LIAISON, AND I HAVE ASKED STAFF IF WE WILL
21 FOLLOW UP WITH RUTH RUSHIAN AND ASK HER TO FOLLOW UP WITH
22 HIM. I THINK THAT'S MORE APPROPRIATE. AND I MEANT TO
23 TELL HIM THAT, AND I NEGLECTED TO. BUT WE WILL DO THAT.

24 HONORABLE RODRIGUEZ: WOULD IT BE POSSIBLE FOR OUR
25 NEXT MEETING TO HAVE THE STAFF, IF WE'RE GOING TO MEET THE

1 DAY BEFORE THE HEARING, PROVIDE A WRITTEN REPORT ON THE
2 IMPLEMENTATION OR NONIMPLEMENTATION OF THE SUGGESTIONS IN
3 OUR REPORT AS THEY EXIST, WHICH ONES HAVE BEEN IMPLEMENTED
4 AND WHICH HAVE NOT --

5 MS. MERCADO: OKAY.

6 HONORABLE RODRIGUEZ: -- AND A BRIEF DISCUSSION, AT
7 LEAST A SENTENCE OR TWO, AS TO WHAT ACTION WAS TAKEN OR
8 NOT TAKEN AND WHAT PREVENTED IT FROM BEING IMPLEMENTED?

9 MS. MERCADO: ABSOLUTELY. IN FACT, WE'LL GIVE IT
10 TO YOU LATER. WE SHOULD HAVE DONE THAT.

11 I THINK YOU'LL BE PLEASED, ALTHOUGH, PERHAPS
12 NOT IN THE DEPTH THAT WE WOULD LIKE TO SEE ACTION TAKEN --
13 TO THE EXTENT, I SHOULD SAY, THAT FOR THE MOST PART, THERE
14 HAS BEEN SOME ACTION TAKEN ON ALMOST ALL OF YOUR
15 RECOMMENDATIONS. MAYBE IT'S JUST A LITTLE PIECE, BUT AT
16 LEAST THERE HAS BEEN SOMETHING, AND WE'LL JUST HAVE TO
17 CONTINUE TO PUSH. AND I THINK THE KEY ISSUE -- WE WERE
18 TALKING AT LUNCHTIME, AND I BELIEVE I HEARD MONSEIGNEUR
19 ADDRESS IT, IS THE NEED TO KEEP PUBLIC ATTENTION FOCUSED
20 ON THIS WHOLE PROBLEM. AND WE'RE WORKING WITH THE FAIR
21 EMPLOYMENT AND HOUSING COMMISSION TO TRY TO BRING A
22 GREATER AWARENESS. THAT'S WHY ATTORNEY GENERAL
23 VAN DE CAMP WANTED ME TO LET YOU KNOW THAT HE HAD REPORTED
24 ON THIS AT THE N.A.G. CONFERENCE BECAUSE THERE IS
25 ATTENTION BEING FOCUSED ON IT AT THE NATIONAL LEVEL. WITH

1 OUR TRAINING FOR PROSECUTORS AND DISTRICT ATTORNEYS, THAT
2 ALSO WILL HELP FOCUS THEIR ATTENTION. AND THE PUBLIC
3 HOLDING THESE HEARINGS AND EVEN COMMISSION MEETINGS, I
4 THINK, HELPS TO FOCUS PUBLIC ATTENTION ON IT.

5 I'M SURE TODAY WE PROBABLY WOULD HAVE HAD
6 PRESS HERE HAD IT NOT BEEN FOR THE MAYOR'S INAUGURAL,
7 WHICH IS GOING ON AT THE SAME TIME, BECAUSE THEY HAVE
8 CERTAINLY BEEN AT EVERY ONE OF OUR MEETINGS AND HEARINGS
9 AS YOU KNOW.

10 BUT WE WILL CONTINUE TO WORK -- WE'RE TRYING,
11 I THINK, WORKING TOGETHER WITH THE FAIR EMPLOYMENT AND
12 HOUSING COMMISSION, PERHAPS, HAVE A LITTLE MORE IMPACT
13 BECAUSE WE ARE WORKING TOGETHER. AND NOEL MENTIONED THAT
14 THEY WERE ABLE TO GET THE GOVERNOR TO MAKE A PUBLIC
15 STATEMENT AGAINST HATE VIOLENCE. THEY'RE CONSIDERING
16 HAVING HIM DO SOME PUBLIC SERVICE SPOTS. AND EVERY LITTLE
17 BIT HELPS.

18 ONE OF THE THINGS THAT DID NOT COME UP, AND
19 YOU SHOULD BE AWARE OF IT AND YOU MIGHT WANT TO WRITE A
20 LETTER, IS THE CUTBACKS, THE PROPOSED CUTBACKS IN THE
21 BUDGET FOR THE FAIR EMPLOYMENT AND HOUSING COMMISSION.
22 THAT COMMISSION IS VERY SMALL AS IT IS, AND IT'S BEING
23 STRIPPED. LYNETTE IS HERE, AND MAYBE SHE COULD TELL US TO
24 WHAT EXTENT THOSE CUTBACKS -- I MEAN, THEY'RE REALLY GOING
25 TO HURT.

1 DO YOU HAVE FIVE -- IS IT FIVE ATTORNEYS?

2 MS. LYNETTE: YES. RIGHT NOW THERE ARE FIVE
3 ATTORNEYS. AND THE PROPOSAL WAS TO CUT THE BUDGET BY
4 60 PERCENT, WHICH WOULD HAVE MEANT THREE ATTORNEYS AND ONE
5 SECRETARY. SO, IN FACT, I'M NO LONGER WITH THE COMMISSION
6 BECAUSE OF THE PENDING LAYOFF.

7 MS. MERCADO: AND THE LAYOFFS WERE SUPPOSED TO
8 OCCUR AS OF TODAY?

9 MS. LYNETTE: RIGHT.

10 MS. MERCADO: AS OF TODAY. AND I THINK THERE HAS
11 BEEN A COALITION OF VARIOUS CIVIL RIGHTS GROUPS THAT
12 TESTIFIED AT THE BUDGET HEARINGS OPPOSING THE CUTBACKS IN
13 THE COMMISSION. I DON'T KNOW IF IT'S TOO LATE, BUT I
14 CERTAINLY THINK THAT IT WOULD BE IN ORDER FOR THIS
15 COMMISSION TO ALSO GO ON RECORD OPPOSED TO THOSE
16 CUTBACKS.

17 MS. LYNETTE: THE CONCERN SHOULD BE DIRECTED TO THE
18 GOVERNOR'S OFFICE.

19 MS. MERCADO: ABSOLUTELY.

20 HONORABLE RODRIGUEZ: INDIVIDUALLY.

21 MS. MERCADO: NO, AS A COMMISSION. I THINK WE
22 COULD WRITE A LETTER EXPRESSING -- OPPOSING THOSE CUTS.

23 MONSEIGNEUR BARRY: THAT WOULD BE CONSISTENT
24 BECAUSE IN THE LIGHT OF THE RALPH ACT, THEY ARE
25 MONITORING --

1 HONORABLE RODRIGUEZ: (UNINTELLIGIBLE) I'LL MAKE
2 SUCH A MOTION.

3 MS. CASTRO: SECOND.

4 MONSEIGNEUR BARRY: ANY FURTHER DISCUSSION ON THAT
5 MOTION? ALL RIGHT.

6 ALL THOSE IN FAVOR OF THE MOTION, SAY AYE.

7 (COMMISSION MEMBERS RESPOND "AYE.")

8 MONSEIGNEUR BARRY: ALL THOSE OPPOSED?

9 (NO RESPONSE.)

10 MONSEIGNEUR BARRY: IT'S UNANIMOUS.

11 IT ENCOURAGES ME THAT IF WE CAN GET TOGETHER
12 A COUPLE OF HOURS AHEAD OF TIME UP NORTH WHEN WE DO
13 MEET -- THAT THE OBSERVATIONS ALREADY MADE, THAT WE GET A
14 SUMMARY OF WHERE WE HAVE MOVED. IT WILL GIVE US AN
15 OPPORTUNITY TO LOOK AT THE THINGS THAT HAVE NOT YET BEEN
16 ACCOMPLISHED AND TRY TO GIVE SOME ATTENTION TO WHAT TYPE
17 OF ACTION WE WOULD PROPOSE TO PICK IT UP; LIKE, THE TWO
18 THINGS THAT COME TO MY MIND AS EXAMPLES WOULD BE THE
19 UNIFORM REPORTING ACT, HOW TO REVITALIZE THAT AND GET SOME
20 ATTENTION TO IT.

21 THE OTHER IS SOMETHING OF HUMAN RELATIONS
22 COMMISSIONS OR OFFICERS, SOME LEGISLATION TO ENCOURAGE IT
23 AS WELL AS JUST RECAPTURING THE ATTENTION OF THE MEDIA
24 COLLECTIVELY THAT HATE CRIMES ARE ON THE INCREASE RATHER
25 THAN DECREASE. SO THEY'RE EXAMPLES ONLY. IN OTHER WORDS,

1 IF WE COULD MEET A COUPLE OF HOURS AHEAD OF TIME AND HAVE
2 AN UP-TO-DATE REPORT ON WHAT'S DONE, THEN WE COULD KIND OF
3 PULL OFF THE THINGS THAT SEEM TO BE HELPFUL, TO GIVE
4 ATTENTION TO.

5 MS. MERCADO: WE WILL PLAN AT LEAST A QUARTER DAY
6 MEETING FOR THE COMMISSION, AND WE WILL HAVE AN UPDATE ON
7 EACH ONE OF THE RECOMMENDATIONS FOR YOU AND WHAT ITEMS ARE
8 STILL PENDING. BY THEN -- WE'RE TALKING SEPTEMBER,
9 OCTOBER -- WE WILL KNOW THE STATUS OF BILLS, AND SO THAT
10 WILL HELP US. WITH ANY LUCK, WE MAY HAVE A HATE CRIMES
11 REPORTING BILL.

12 MONSEIGNEUR BARRY: GOOD.

13 ANY FURTHER QUESTIONS OR SUGGESTIONS?

14 IN THEORY, WE HAVE THREE MORE PEOPLE WHO MAY
15 WISH TO REPORT -- CLARA PARK, KOREAN AMERICAN EDUCATORS
16 ASSOCIATION; EUNICE WILLIAMSON, WHO ASKED FOR TIME DURING
17 THE FREE TIME FROM N.A.A.C.P. IN RIVERSIDE; REVEREND VON
18 DOURIE. THESE ARE PEOPLE WHO INDICATED THEY WISHED TO
19 SPEAK DURING THE LAST HOUR, WHICH WE'RE AHEAD OF THAT
20 TIME. EUNICE WILLIAMSON FROM N.A.A.C.P. IN RIVERSIDE AND
21 REVEREND VON DOURIE. I THINK HE'S FROM THE LOS ANGELES
22 CENTRAL AREA.

23 MS. ACOSTA: MONSEIGNEUR, THE LAST PERSON WHO
24 INDICATED INTEREST IN SPEAKING WAS TENTATIVE.

25 MONSEIGNEUR BARRY: WAS TENTATIVE? ALL RIGHT. I

1 SAW SOME CARDS HE HAD LEFT IN THE BACK. NOW, WHETHER HE'S
2 BEEN HERE DURING THE DAY I DON'T KNOW. BUT THERE WAS A
3 CARD ON THE TABLE THERE.

4 MS. MERCADO: STAFF WILL BE HERE UNTIL 5:00 SINCE
5 THAT WAS THE PUBLICIZED TIME. IF COMMISSIONERS WANT TO
6 LEAVE -- I KNOW SOME OF YOU HAVE SOME SCHEDULES THAT YOU
7 HAVE TO MEET.

8 IF THERE'S NO ONE ELSE WHO WANTS TO COME
9 FORWARD AT THIS TIME TO TESTIFY -- OR ANY COMMENTS?
10 IT IS PAST 3:30, AND CLARA PARK DID NOT SHOW UP.

11 WE HAVE, BY THE WAY, ALSO INDICATED IN THE
12 LETTERS THAT WENT OUT THAT WE WOULD TAKE WRITTEN
13 TESTIMONY. AND SOME PEOPLE HAVE CALLED AND ASKED IF THEY
14 COULD SUBMIT THAT AFTER THE FACT. WE INDICATED, OF
15 COURSE, IT WAS ACCEPTABLE.

16 MONSEIGNEUR BARRY: THANK YOU.

17 WELL, WE COULD EITHER SING A COUPLE OF SONGS
18 OR DO THE ROSARY.

19 MS. MERCADO: LET'S SING, "DON'T WORRY. BE HAPPY."

20 AGAIN, I WANT TO REITERATE WHAT A PLEASURE IT
21 WAS TO SEE ALL OF YOU.

22 MONSEIGNEUR BARRY: IT WAS GREAT.

23 MS. MERCADO: I WISH IT WAS A FULL COMMISSION, BUT
24 WE WILL GET TOGETHER. THANK YOU ALL FOR COMING,
25 PARTICULARLY SINCE WE PUT THIS TOGETHER WITH SUCH SHORT

1 NOTICE. I'M REALLY PLEASED WITH THE TURNOUT THAT WE GOT.

2 MONSEIGNEUR BARRY: I WOULD SHARE THAT THANKSGIVING
3 TO ALL OF YOU FOR THE GOODNESS TO COME IN FROM DISTANCES
4 TOO. AND ALSO I THINK THAT EVEN THOUGH WE'RE CUTTING IT A
5 LITTLE BIT SHORT NOW, I THINK OUR MINDS ARE RECAPTURED IN
6 REALIZING THAT WE STILL HAVE WORK TO DO. AS WE MOVE
7 TOWARD THE SEPTEMBER MEETING, WE'LL BE A LITTLE MORE
8 VIGOROUS IN GIVING IT OUR ATTENTION.

9 THANK YOU, MARTY. AS ALWAYS, YOU'RE THE
10 GREATEST.

11 MS. MERCADO: OH, THANK YOU.

12 MONSEIGNEUR BARRY: AND GOOD LUCK THIS WEEK.

13 SHE HAS SOME SURGERY COMING UP, AND I HOPE
14 SHE'LL HAVE THE VERY BEST OF LUCK WITH THE SURGERY.

15 MS. MERCADO: THANK YOU. I APPRECIATE THAT.

16 UNIDENTIFIED VOICE: (INAUDIBLE.)

17 MS. MERCADO: YES. YOUR EXPENSE CLAIM FORMS,
18 PLEASE, AS IS OUR PAST PROCEDURE, FILL THEM OUT, ATTACH
19 THE RECEIPTS AND SEND THEM TO DOLORES.

20 I JUST NOTICED THAT MORRIS KIGHT, I BELIEVE,
21 GAVE EACH OF YOU A COPY OF HIS STATEMENT. WE WILL ENTER
22 IT INTO THE RECORD AS WELL.

23 LOLA, DO YOU HAVE A COPY OF HIS STATEMENT?

24 MS. ACOSTA: YES.

25 (ENDING TIME: 3:40 P.M.)

1 STATE OF CALIFORNIA)
) SS.
2 COUNTY OF LOS ANGELES)

3
4
5
6 I, DOROTHY BABYKIN, HEARING REPORTER FOR THE
7 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES, DO HEREBY
8 CERTIFY THAT THE FOREGOING PROCEEDINGS WERE TAKEN BY ME IN
9 SHORTHAND TO THE BEST OF MY ABILITY AT THE TIME AND PLACE
10 HEREIN NAMED AND WERE THEREAFTER TRANSCRIBED INTO
11 TYPEWRITING UNDER MY DIRECTION.

12 DATED THIS 14TH DAY OF AUGUST, 1989.

13
14 
15 DOROTHY BABYKIN



June 26, 1989

Attorney General's Commission on Racial,
Ethnic, Religious and Minority Violence
Office of Community/Consumer Affairs
1515 "K" Street
Sacramento, CA 95814

Dear Commissioners:

Re: Public Hearing on Hate Violence

Developmental Disabilities Board Area 10 is an independent state agency mandated to protect and advocate for persons with developmental disabilities in the Los Angeles County area.

Abuse is a serious community problem, and persons with developmental disabilities are at a high risk of being abused. Groups historically perceived to have a low social value, such as women, minorities, and persons with disabilities are abused more frequently than other groups.

The Area Board 10 has identified the area of abuse as a priority area. In 1987-89 the Area Board developed "The Los Angeles County Prevention and Intervention Plan on Abuse of Persons" and has begun implementing selected goals and objectives (attached is a copy of the plan.)

The Area Board is before you today to bring to your attention the need for training of persons with developmental disabilities on how to identify and how to report abuse and abusive situations.

Targeted outreach and training activities need to be undertaken which utilize persons with developmental disabilities to train their peers with disabilities. Such activities would empower persons with disabilities to recognize and possibly prevent abuse and report such situations.

The Commission's consideration of our suggestions would be appreciated. The Area Board also offers its assistance with the implementation of Los Angeles County activities which prevent and intervene in abusive situations of persons with developmental disabilities.

Sincerely,

George Thompson
Chairperson

LOS ANGELES COUNTY PREVENTION AND INTERVENTION PLAN
ON ABUSE OF PERSONS WITH DEVELOPMENTAL DISABILITIES

Developmental Disabilities Board Area 10, Los Angeles County
1300 West Olympic Blvd., #300
Los Angeles, California 90015
(213) 736-3402

April, 1989

LOS ANGELES COUNTY PREVENTION AND INTERVENTION PLAN
ON ABUSE OF PERSONS WITH DEVELOPMENTAL DISABILITIES

I. INTRODUCTION:

Developmental Disabilities Board Area 10 is charged with protecting and advocating the rights of all persons with developmental disabilities in Los Angeles County. This mandate, in California Welfare and Institutions Code 4500-4846, gives the Board the responsibility of identifying and addressing system problems that prevent individuals with developmental disabilities from leading full and independent lives within their community.

Abuse is a serious community problem, and persons with developmental disabilities are at a high risk of being abused. Overall, in Los Angeles County Child Abuse Hotline calls increased 200% from 1981 to 1986; and child abuse and neglect investigations in California increased 365%.¹ Groups historically perceived to have a low social value, such as women, minorities, and persons with disabilities are abused more frequently than other groups. In addition, persons with developmental disabilities who are abused, frequently, receive less response to their abuse due to social attitudes and other barriers. The California Department of Developmental Services, Office of Human Rights has estimated that 70% of persons with developmental disabilities will be sexually abused at some time during their lives.² Other studies reflect higher rates of incidence of abuse and neglect ranging from 75% to 95%. In addition to the sheer number of abused children and adults, researchers have found a pervasive relationship between handicapping conditions and abuse. In a study conducted in West Virginia, a sample of 125 children receiving protective services for neglect or abuse revealed that 69% of those children were found to have one or more disabilities.³

II. BACKGROUND:

Los Angeles County faces particularly grave problems in dealing with the issues of abuse and developmental disabilities. Due to the nature of this county, with one-third of the state's population, tremendous ethnic diversity, seven separate Regional Centers, and numerous state, county, city and private organizations there are major difficulties in providing the coordinated services needed to prevent and intervene in abusive situation of persons with developmental disabilities.

Area Board 10 has identified the development and implementation of The Los Angeles County Prevention and Intervention Plan on Abuse of Persons with Developmental Disabilities as a major goal for the 1987-89 fiscal years. The

Area Board 10 performance objective was to: develop and implement components of the "Los Angeles County Plan for the Prevention of Abuse to Persons with Developmental Disabilities," in conjunction with local community groups and persons with expertise in the prevention of abuse of persons with developmental disabilities. The goal of this plan is to insure the maintenance of persons with developmental disabilities in safe and secure residential arrangements in the community. It is the intention of Area Board 10 to carry out activities to address the serious problem of abuse in Los Angeles County. In Fiscal Year 1986-87, Area Board 10 provided training on Sexual Assault Prevention for persons with developmental disabilities to teams representing service systems and providers of service. And in Fiscal Years 1987-89 the Los Angeles County Prevention and Intervention Plan on Abuse of Persons with Developmental Disabilities was developed, distributed to the community for comment, revised and disseminated.

The Plan is intended to be a working document, broad in scope, which will serve as an action plan for this specific population. The Plan has been developed by Area Board 10's Subcommittee on Abuse of Persons with Developmental Disabilities. The members of this subcommittee include persons with extensive expertise in the prevention of abuse, medical experts, advocates, those experienced in treating persons with developmental disabilities who have been abused and their families, and family members of individuals with developmental disabilities. The committee members included:

Nora J. Baladerian Andrade, Ph.D., M.F.C.C., Chair of the Los Angeles Committee on Abuse of Disabled Persons, Author of Special Edition Survivor, For People with Developmental Disabilities, Who Have Been Sexually Assaulted and Psychologist with expertise in abuse treatment issues;

Elizabeth Diaz, M.S.W., parent of an individual with developmental disabilities, Eastern Los Angeles Regional Center Board Member, and Mental Health Clinician;

Michael Durfee, M.D., Director of the Los Angeles County Child Abuse Prevention Program, Los Angeles County Department of Health Services;

Marian Miller, sister and conservator of an individual with developmental disabilities, and Area Board 10 Member;

Valeria Norwood, former Area Board 10 Member;

Betsy Phoenix, R.N., Area Board 10 Member, Coordinator New Born Screening Program, UCLA Department of Pediatrics/Genetics;

Carolyn Eddy Anders, Community Program Specialist, Area Board 10 and staff to the Subcommittee.

The work of the members both within the formal meetings, and through individual consultation is deeply appreciated. It is anticipated that the Subcommittee will continue to meet to assist Area Board 10 in identifying and implementing priority objectives.

The Area Board 10 is in the process of involving public agencies, service providers, individuals with disabilities and their families, and the general public in the implementation of specific Plan components to reduce the occurrence of abuse and improve intervention into abusive situations.

III. MISSION STATEMENT:

- A. To seek the empowerment of individuals with developmental disabilities, and wherever possible, to facilitate healthy growth and development by the prevention of or intervention into abusive situations.
- B. To identify the role of developmental disabilities in increased vulnerability to abuse.
- C. To act on the knowledge that abuse is a serious community problem that can be prevented.

IV. GOAL STATEMENT:

To develop objectives and methods to promote empowerment of individuals and to foster the well being of individuals and their families, including identification and elimination of systemic causes of individual abuse, to provide appropriate and effective prevention, intervention and treatment services for both victims and perpetrators and to increase public awareness of the serious and urgent nature of this problem and enlist public participation in the solution. Particular attention will be focused on self-protection and self-advocacy skills, and the prevention or alleviation of stress and problems which may lead to dysfunction and abuse.

V. DEFINITIONS:

A. Definition of the Developmentally Disabled Population

All individuals have strengths and weaknesses in relationship to their specific social and physical environment. Therefore, the following legal definitions are problematic since the focus is on what can not be done by the individual rather than their abilities. The definitions are provided, with the above philosophical disclaimer. These are the definitions in statute under which state and federal services are offered.

Developmental Disabilities are delineated in California by state and federal definitions. For the most part the state definition which names categories of disabilities is a subgroup within the federal definition.

The Los Angeles County Prevention and Intervention Plan on Abuse of Persons with Developmental Disabilities is intended to address issues related to abuse experienced by persons who fall within the broad federal definition of developmentally disabled. The federal definition is:

"The term 'developmental disability' means a severe, chronic, disability of a person which:
(a) is attributable to a mental or physical impairment or combination of mental and physical impairments;
(b) is manifested before the person attains age twenty-two;
(c) is likely to continue indefinitely;
(d) results in substantial functional limitations in three or more of the following areas of major life activity: (i) self-care; (ii) receptive and expressive language; (iii) learning; (iv) mobility; (v) self-direction; (vi) capacity for independent living; and (vii) economic self-sufficiency;
(e) reflects the person's need for a combination and sequence of special, interdisciplinary, or generic care, treatment, or other services which are of life-long or extended duration and are individually planned and coordinated." 4

The California state definition, which identifies a subgroup of the federal definition is:

"(a) 'Developmental Disability' means a disability which originates before an individual attains age 18, continues or can be expected to continue, indefinitely,

and constitutes a substantial handicap for such an individual. As defined by the Director of the Department of Developmental Services, in consultation with the Superintendent of Public Instruction, this term shall include mental retardation, cerebral palsy, epilepsy, and autism. This term shall also include handicapping conditions found to be closely related to mental retardation or to require treatment similar to that required for mentally retarded individuals, but shall not include other handicapping conditions that are solely physical in nature."⁵

The following individuals described illustrate the breadth of the population this plan is intended to address:

A twenty year old who has quadriplegia, who utilizes an electric wheelchair for mobility, receives assistance from an in-home support worker for grooming, and economic support from his Social Security Supplemental Income (SSI) check.

A thirty-six year old woman, with diagnosed schizophrenia which began at the age of 17. She lives in a board and care home where she is assisted in learning daily living skills, and use of public transportation.

A traumatically head injured young man, who left college at the age of 21 due to a motorcycle accident. Since his accident he has received individual tutoring, but has been unable to return to his studies and earlier employment due to both memory and expressive language difficulties.

Persons under the federal definition of developmental disabilities are among those persons protected by California's Abuse Reporting Laws.

Children below the age of 18 are addressed by the Child Abuse Reporting Law (Penal Code Art. 2.5) and adults by the Elder and Dependent Adult Abuse Reporting Law (Chapter 769, Statutes of 1986).

The definition in statute of a dependent adult includes persons between 18 and 64 years of age whose physical or mental limitations restrict his/her ability to carry out normal activities, or protect his or her rights. The definition goes on to specifically include persons with developmental and physical disabilities. Persons over the age of 64 years are also covered under this law as elders.

The focus of concern is the individual with developmental disabilities, and their family, whether the individual is a victim or perpetrator of abuse..

B. Definition of Prevention and Intervention⁶

Primary Prevention

Primary prevention enhances the general well-being of individuals, children and their families (whether it is the family of origin, or any other household or social unit). Services are designed and coordinated to enrich the lives of families, to facilitate positive interpersonal attachments, to provide information and skills, to improve family functioning, and to prevent the types of stresses and problems that might lead to dysfunction and abuse or neglect.

Secondary Prevention

Secondary prevention services are designed to identify and assist high risk families to prevent abuse or neglect. High risk families are those families exhibiting the symptoms of potentially abusive or neglectful behavior or under the types of stresses associated with abuse or neglect. Some examples of high risk situations include: history of drug or alcohol abuse, history of parents being abused, teenaged parents, parents without support systems, unwanted pregnancy, or lack of prenatal care.

Intervention

Once abuse has been identified, intervention or treatment services are to assist a family in which abuse and neglect has already occurred, to prevent further abuse and neglect, and includes services for the victim, perpetrator and significant others. Treatment can range from "early" intervention in the initial stages of abuse or neglect to "late state" intervention in severe cases or after services have failed to stop the abusive or neglectful behavior. Intervention also includes addressing systemic areas of dysfunction affecting the delivery of treatment or prevention services. This systemic dysfunction may include problem areas such as lack of information, access to service, service coordination, and resource needs.

C. Definition of Abuse

Abuse of both children and adults is clearly described in the Child Abuse and Elder and Dependent Adult Abuse Reporting Laws. The legal definitions of different kinds of abuse in these laws are the definitions utilized by this plan, including both those kinds of abuse with mandated reporting, and those allowing for voluntary reporting.

The following list of types of abuse is not intended to be exhaustive, but indicative of the meaning of "abuse" as used throughout the Los Angeles County Plan.

- Physical abuse
- Sexual abuse
- Exploitation, pornography and prostitution
- Neglect, including medical treatment issues
- Extreme corporal punishment resulting in
injury or death
- Willful cruelty or unjustifiable punishment
- Fiduciary abuse
- Abandonment
- Emotional/Mental Abuse, including verbal abuse

VI. SERVICE SYSTEM:

This component identifies the primary agencies which interact with the report of abuse of a person with developmental disabilities. Section A, the diagram, shows the general process from identification of abuse to Court proceedings, and provides contact information for each agency. Section B is comprised of brief descriptions for some Los Angeles County agencies, with contact and service information pertinent to abuse reports. The subsections are as follow: B1 - Children, B2 - Adults, B3 - Case Management and Advocacy, B4 - Licensing.

This component is intended as a resource, and is not an exhaustive listing. Other services and agencies are available in the community. The Info Line, (213) 686-0950, TDD-1(800) 242-4026, may be of assistance in accessing additional resources.

A. General ProcessIDENTIFICATION OF ABUSEREPORTING

CHILD PROTECTIVE SERVICES LOS ANGELES COUNTY HOTLINE (213) 283-1960 & (818) 443-4200 24-hour/7 days	LOCAL POLICY AGENCY EMERGENCY - 911 24 hr/7days	ADULT PROTECTIVE SERVICES HOTLINE 1-800-992-1660 24 hr/7 days (for elder or dependent adult over 18 years, living in his own or family home)	LONG TERM CARE OMBUDSMAN L.A. 1-800-334-9473 8:30-5/M-F State Hotline 1-800-231-4024 24 hr/7days (Adult in long term care res.)
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HOSPITAL

Call ahead to see if emergency room has a long wait, and if staff is knowledgeable about exam.

TREATMENT SERVICES

DEPT. OF CHILDREN'S SVCS. Hotline number above	VICTIM WITNESS ASSISTANCE (innocent victim of crime can file for reimbursement of out of pocket costs; court sup- port provided) L.A. City (213) 485-6979 L.A. County (213) 974-7499 8-5/M-F	RAPE CRISIS HOTLINES 1-800-242-4612 24 hr/7 days	PROTECTION & ADVO., INC. Information Technical assistance & legal representation for DD rights. L.A. area - (818) 481-7431 8-5/M-F State Toll Free Hotline 1-800-952-5746/8-5/M-F After hours - message only
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REGIONAL CENTERS

(serves persons under state defi-
nition of developmentally dis-
abled: mental retardation, epilepsy,
cerebral palsy, autism - all ages)
Case management, advocacy,
specialized services
- Eastern L.A. (213) 224-4700
- Lanterman (213) 383-1300
- Harbor (213) 540-1711
- North L.A. (818) 891-0920
- San Gabriel/Pomona (818) 814-8811
- South Central L.A. (213) 734-1884
- Westside (213) 337-1155
8-5/M-F, 24 hr answering service

MENTAL HEALTH CENTERS

L.A. County Dept. of Mental Health
Info & Referral Line (213) 738-4961
8:30-5/M-F, after hours tape
with emergency numbers
Ask agencies for specialized
resources

SELF-DEFENSE

Commission on Assault
Against Women
(213) 651-3147
9-5/M-F

DEV. DIS. BOARD AREA 10

Information
Problem Resolution or
referral to other
L.A. County
(213) 736-3402
8-5/M-F
after hours message only

INVESTIGATION/COURTS

CASE UNFOUNDED	REFERRAL Comm. Svcs.	REFERRAL Protective Svcs.	JUVENILE DEPENDENCY COURT Incidents where minors need court protection	FAMILY LAW COURT Child custody matters in marriage dissolution	CRIMINAL	CIVIL Sue for damages
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B. AGENCIES IN LOS ANGELES COUNTY

B1. CHILDREN⁷

Department of Children's Services, Child Protective Services (CPS)

Los Angeles County Hotline - (213) 283-1960 and (818) 443-4200 (24-hour/7days). Can be used for reporting, and for consultation on a concern regarding a child's safety.

Reports of suspected child abuse can be made either to the Child Abuse Hotline, or to CPS intake staff at offices throughout the County. Action may be taken by CPS, law enforcement or both and the agencies will cross report. Intra-familial abuse and parental neglect will always be handled by CPS. Extra-familial abuse will usually be handled by law enforcement, although CPS may be involved if it appears that abuse resulted from a parent's failure to protect the child.

CPS workers are available 7 days a week, 24 hours a day to provide immediate in-person response when necessary. A CPS worker will make a face to face assessment of each report of abuse, neglect or exploitation, and if services are necessary a case plan will be developed.

If the child needs immediate protection after abuse or neglect the child will be taken into temporary protective custody usually by a uniformed police officer. Children in temporary custody will, if not immediately released, be placed by the Department of Children's Services with relatives, in an emergency shelter - MacLaren Hall, or in foster care. While in temporary custody both police and Department of Children's Services will complete investigations to determine if Juvenile Court proceedings should be initiated and if so whether there are relatives to whom the child can be safely released pending the completion of proceedings.

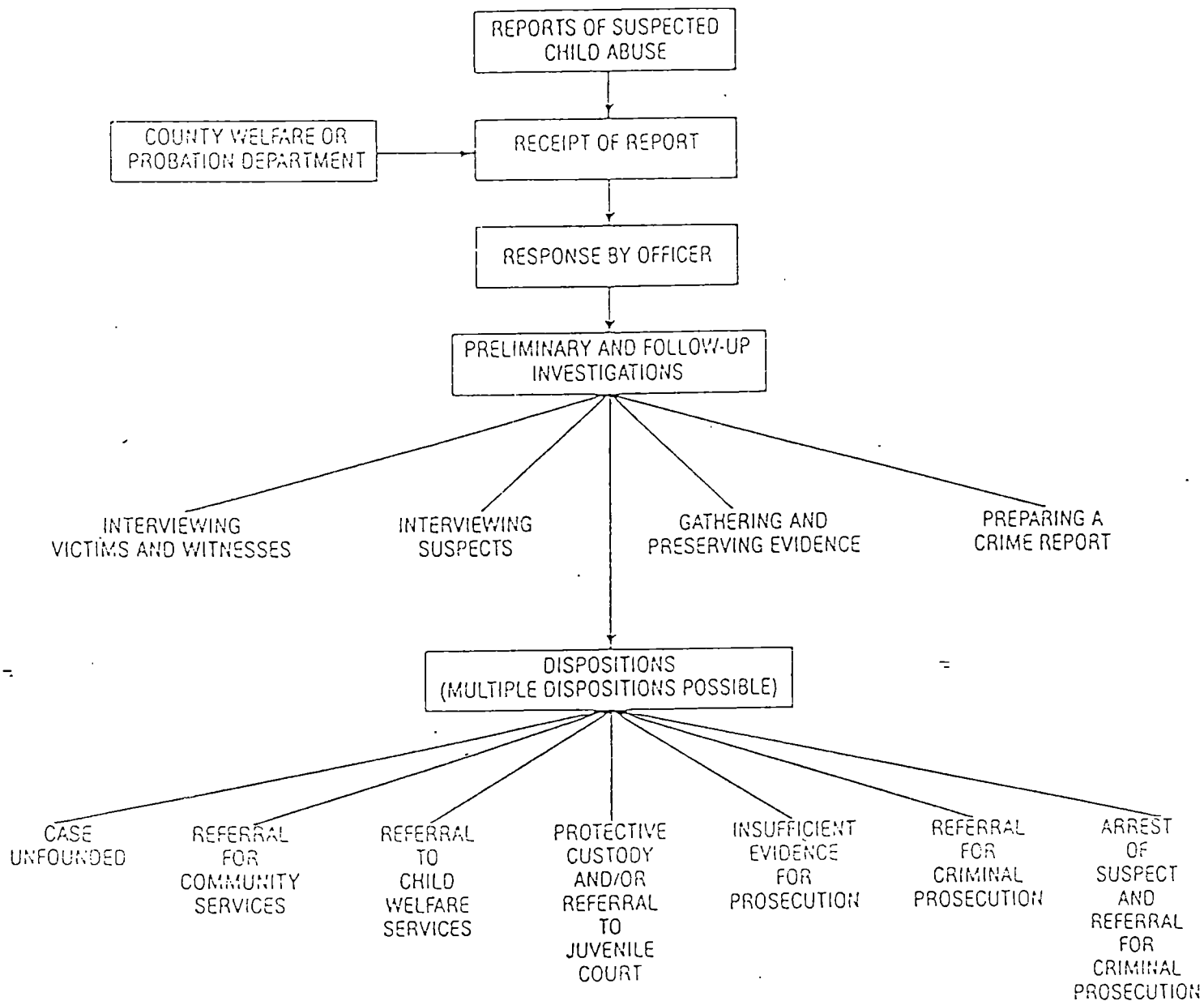
Local Police Agency

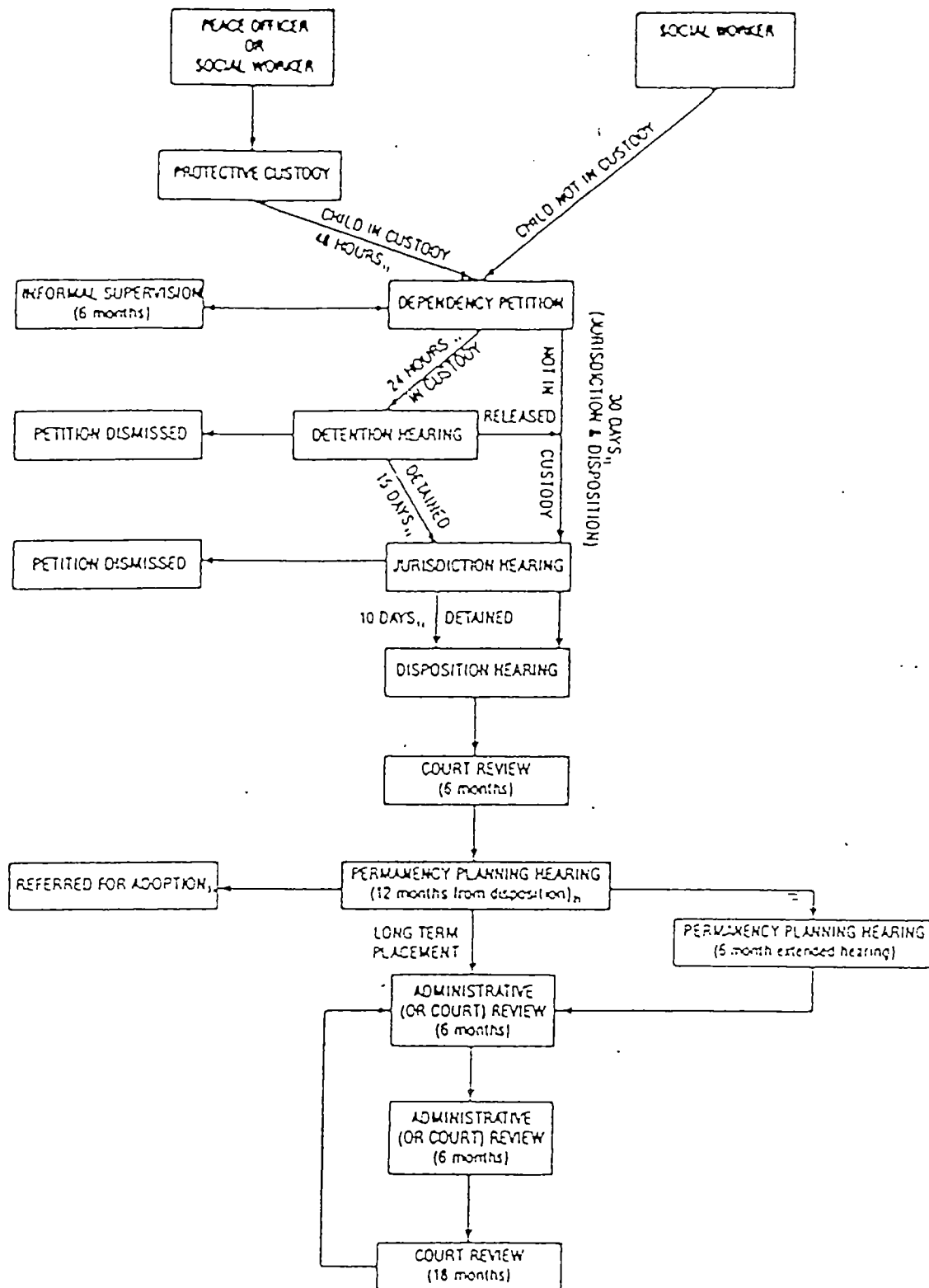
Emergency - 911, or local police telephone number.

Reports of abuse can be made either to law enforcement, or to the Child Abuse Hotline. Action may be taken by police, CPS or both and the agencies will cross report. Extra-familial abuse will usually be handled by law enforcement, although CPS may be involved if it appears that the abuse resulted from the parent's failure to adequately protect the child. Police will be involved in intra-familial abuse and parental neglect when the allegations involve the commission of a crime, or allegations warrant the child's protective custody or protection of Juvenile Court.

If a child needs immediate protection after abuse or neglect the child will be taken into temporary protective custody usually by a uniformed police officer. While in temporary custody the law enforcement agency, and CPS will complete investigations to determine if Court proceedings should be initiated. See attached chart "Law Enforcement Child Abuse Investigation Process; Juvenile Dependency Proceedings", "Criminal Court Process".

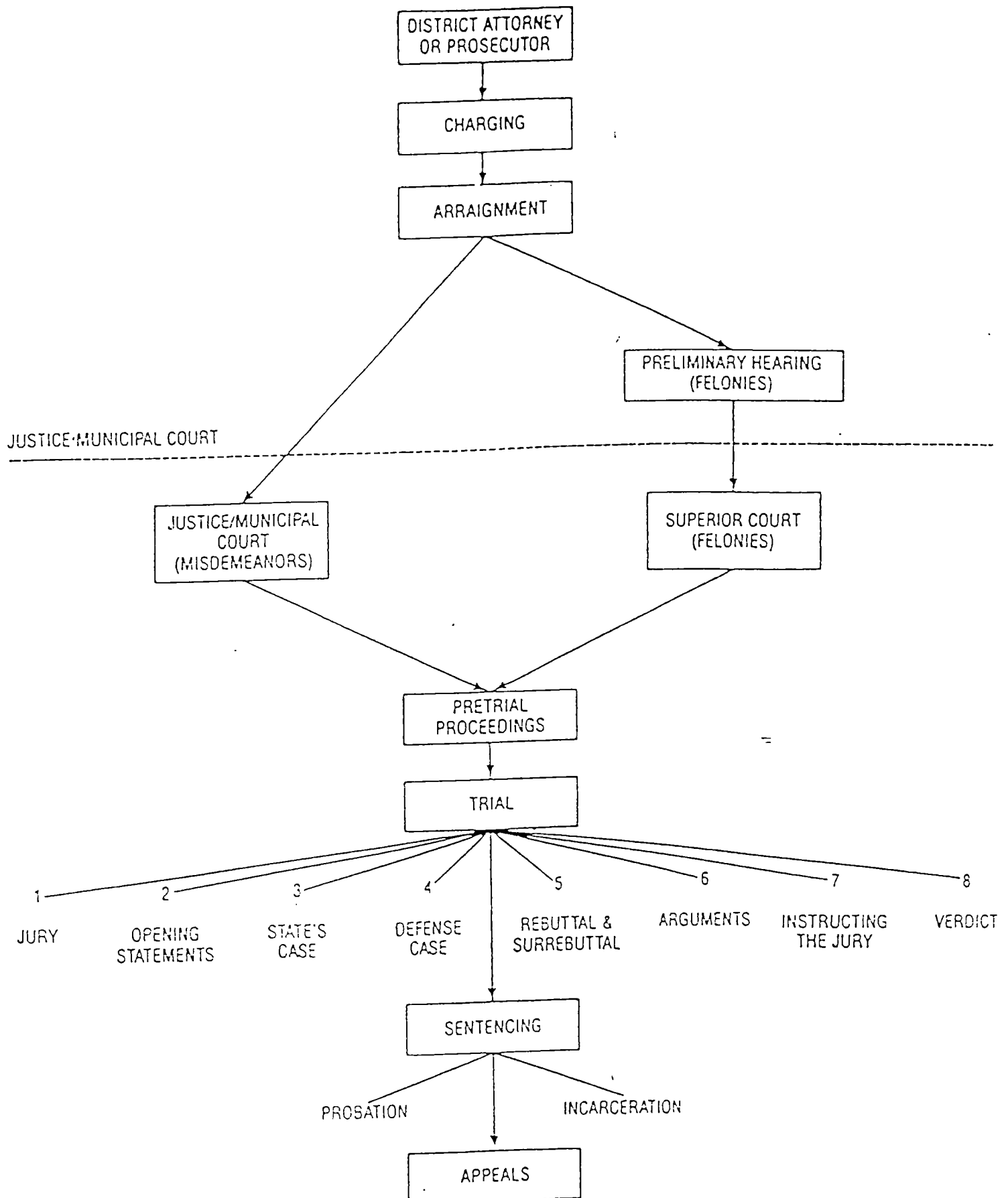
LAW ENFORCEMENT CHILD ABUSE INVESTIGATION PROCESS⁸





- 1) Judicial hours only
- 2) Immediately upon a finding of severe physical abuse upon a child under three and a determination that return would be detrimental to the child
- 3) Potential for adoption can occur at the permanency planning hearing or at any subsequent time

CRIMINAL COURT PROCESS ¹⁰



B2. ADULTS

Local Police Agency

Emergency - 911, local police telephone number.

Incidents that involve a serious threat of harm and may be life threatening, need immediate action and should be directly reported to law enforcement. Protective Services and the Long Term Care Ombudsman do not have 24-hour response capability similar to Child Protective Services, therefore, direct reporting to law enforcement is essential.

Los Angeles County Department of Public Social Services, Adult Protective Services (APS)

APS Hotline 1-800-992-1660, 7 days/24 hours

Reports of suspected abuse of dependent adults (18 and over), and elders (65 and over) who reside in their own or the family home, are investigated by APS. In addition, adult/elder abuse that occurs at an acute hospital, or within an adult day program, irregardless of the individual's place of residence is handled by APS. APS does not accept reports when abuse is alleged within a long term care residential facility, rather those reports are directed to the Long Term Care Ombudsman. APS does cross report with law enforcement agencies when abuse is caused by another person. APS can seek police assistance to gain access to the client, or obtain protection in violent situations.

Upon the receipt of a report of adult abuse, neglect, exploitation or unsafe/hazardous living conditions, an APS worker will make a face-to-face contact with the client in order to investigate and make an assessment of the situation. Activities involved in investigation of abuse are mandatory, services to the individual can only be provided with the consent of the individual unless the person is not mentally competent. If the individual is not mentally competent the conservator's consent shall be sought, or conservatorship may be requested through the Public Guardian of the Department of Mental Health. If the adult is endangered, mentally competent and willing to cooperate, the APS

worker will assist the identified adult and other interested parties in reducing or eliminating the endangerment through short-term crisis intervention services, and connecting the client to ongoing community services/resources. For example, residential placement, and respite care may be sought through coordination with agencies such as regional centers, Community Care Licensing, and the Board and Care Registry.

Long Term Care Ombudsman Program, WISE Senior Services, State Department of Aging

Los Angeles County Reporting Line 1-800-334-9473,
8:30-5:00, M-F, after hours message machine.

Reports of suspected abuse of dependent adults/elders who reside in Long Term Care facilities, such as board and care homes, are accepted and investigated by the Long Term Care Ombudsman Program. If the incident of suspected abuse occurs anywhere other than within the residence, the report should go to Adult Protective Services (18 or over) or Child Protective Services. If an individual's life, health, or safety is threatened, the police should be immediately contacted.

After a suspected report of abuse is made to the Long Term Care Ombudsman Program, the reporter will be asked to sign a release of information, and return it to the Ombudsman. This written authorization for release of identity is needed, and will give the Ombudsman authority to act, and to cross report. The Ombudsman will investigate a report, and when abuse is verified, will notify the appropriate licensing agency, either Community Care Licensing, or Health Services Licensing. The Ombudsman will also cross report with the police, if required.

B3. CASE MANAGEMENT AND ADVOCACY

Regional Centers

Los Angeles County is served by seven Regional Centers:

Eastern Los Angeles Regional Center, (213) 224-4700

8-5, M-F, 24-hour message service (Area - East Los Angeles, Whittier, Alhambra)

Harbor Regional Center, (213) 540-1711, 8-5, M-F, 24-hour message service (Area - South Bay, Torrance, Long Beach, Bellflower)

Lanternman Regional Center, (213) 383-1300
8-5, M-F 24-hour message service (Area - Central, Hollywood/Wilshire, Glendale, Pasadena)

North Los Angeles County Regional Center, (818) 891-0920

8-5, M-F, 24-hour message service (Area - San Fernando Valley, East and West)

San Gabriel/Pomona Regional Center, (818) 814-8811

8-5, M-F, 24 hour message service (Area - San Gabriel Valley, Foothill, El Monte, Pomona)

South Central Los Angeles Regional Center, (213) 734-1884

8-5, M-F, 24-hour message service (Area - South Central - Compton, Southwest, Vernon, San Antonio)

Westside Regional Center, (213) 337-1155

8-5, M-F, 24-hour message service (Area- West Los Angeles, Inglewood, Malibu)

Regional Centers are private, non-profit corporations that contract with the State Department of Developmental Services to provide services to individuals of all ages meeting the state definition of developmentally disabled. This definition includes persons who before the age of 18 have substantial handicaps expected to continue indefinitely, attributable to mental retardation, autism, cerebral palsy, epilepsy and other closely related handicapping conditions. For these eligible persons services include: assessment, case management, advocacy, and purchase of needed services. A wide range of assistance is available based on the individual's need, and can include residential placement, behavior management services, training for the

individual, provider or family, sex education, and emergency assistance. Regional Centers also have monitoring responsibility for services they vendorize or purchase. If abuse is suspected within a community program it should be reported to the residential supervisor, or to the clients rights advocate.

A regional center can assist in determining whether a person is a client. To determine if the individual is a regional center client call the center covering the individual's area of residence. If the individual is a registered client there you should speak with the case manager or clients rights advocate regarding the situation. If the individual is not a client of that center you can request a check with the Department of Developmental Services to see if the individual established eligibility with another regional center in California. The clients rights advocate should be contacted if further assistance is needed.

Protection and Advocacy, Inc. (PAI)

Southern California Office, (818) 546-1631
8-5/M-F
Toll free 1-800-952-5746, 8-5/M-F, messages
24 hours

Protection and Advocacy, Inc. is a private, non-profit agency that protects the legal, civil and service rights of developmentally disabled individuals under the federal definition, by providing free information, technical assistance and legal representation. The persons eligible for these services are persons with a mental and/or physical disability which is a severe, chronic handicap that began before the age of 22 and affects their functional abilities in major life activities.

Developmental Disabilities Board Area 10

Los Angeles County, (213) 736-3402, 8-5, M-F,
message machine 24 hours.

Developmental Disabilities Board Area 10 is one of 13 area boards that cover all of California. Area Boards are state agencies mandated to protect the legal, civil and service rights of persons with developmental disabilities under the federal definition (like PAI). Area Board 10 has

responsibilities in monitoring, coordinating services and working towards resolution of systemic problems in Los Angeles County. Staff is available to assist in problem resolution, identification of appropriate resources and referral to those services.

B4. LICENSING

State Department of Health Services, Southern California Region, Licensing

1-800-228-1019, 8-5/M-F, after hours message machine.

The Department of Health Services (D.H.S.) licenses certain community residences for persons with developmental disabilities. These homes are usually called ICF-DD, ICF-DD-H, and ICF-DD-N facilities. Also licensed by DHS are convalescent and nursing homes, state developmental centers and medical facilities. If suspected abuse, neglect, or unsafe conditions exist within one of these facilities, a call to the above number will trigger an investigation. The call can be either anonymous, or the caller can self identify. After the report an unannounced DHS visit will occur to investigate the specific complaint. The individual making the complaint can receive reports on the investigation as it proceeds, and can accompany the Health Licensing surveyor, if so desired. Cross reporting with other agencies, i.e., law enforcement, protective services, and Bureau of Medical Fraud will occur if needed.

State Department of Social Services, Community Care Licensing

Los Angeles City Reporting Line (213) 620-3276
8-5/M-F

State Reporting Line 1-(800) 4CCL-NOW, 8-5/M-F,
after hours and weekend message machine

The Department of Community Care Licensing (CCL) licenses residential homes for adults and children, day programs, family day care, child care centers, and day care for seniors. The homes are often called group homes, or board and care facilities.

If suspected abuse, neglect or unsafe conditions exist within one of these programs, a call to the above number is needed for a report. Within 10 days from the report, and much sooner if needed, an unannounced site visit will occur. The licensing surveyor will meet with all parties involved to investigate. If there is immediate danger to clients, placement agencies will be contacted and may remove clients. In cases where life, health or safety are at risk the police should be called directly. A temporary suspension order (TSO) may be sought, which usually goes into effect within two or three days, and halts operations. Follow-up occurs with Protective Services, Long Term Care Ombudsman, law enforcement, and placement agencies.

VII. COMPONENTS OF THE PLAN:

- A. SYSTEMS COORDINATION: Systems coordination is the cooperative and effective interfacing of organizations as they carry out their respective responsibilities. This involves a clear definition of responsibilities, mechanisms for checks and balances, a liaison network between service agencies and consumer groups and continual striving to establish and maintain cooperative functional relationships.

Need: In Los Angeles County, consumers, family members and professionals face overlapping service systems and fragmentation. A specialized service system and specialized providers serve persons qualifying under the state definition of developmental disabilities. Generic service agencies such as Child Protective Services, Adult Protective Services, Health Services, law enforcement agencies, and the courts all serve abused persons. The reality in Los Angeles County is that these overlapping systems often do not have adequate knowledge, communication or effective working relationships to ensure the proper coordination of services for persons with developmental disabilities.

Objectives:

1. To identify systemic coordination problems.
2. To advocate for representation by persons with disabilities on boards, committees, and task forces addressing abuse issues.
3. To facilitate sharing of information and resources by different service systems.
4. To develop teams such as SCAN (Suspected Client Abuse and Neglect Teams) in Regional Centers, Independent Living Centers and in other case management service agencies.
5. To develop interagency and intra-agency policies and procedures for coordination of services to persons with developmental disabilities.
6. To monitor the reporting of abuse, and the response to such reports.
7. To establish a central referral network for services, and to promote access to resources.

- B. RESOURCES: Resources enable an individual, family, organization or community to deal effectively with abuse. It is essential that a continuum of resources be available both for the prevention and the treatment of abuse. To be of assistance the resource must be accessible, economically viable, and appropriate for the individual or situation. Resources include information, direct and support services, and funds.

Need: Resources are needed in Los Angeles County to prevent abuse and to provide intervention in abusive situations. Information on several specific areas of need follows:

Prevention of abuse is closely linked with the well-being of the family and management of stress within the family system. "The abuser is a related caretaker in 90% of cases. These parents are usually lonely, unhappy, depressed adults under tremendous stress."¹¹ An important resource in the management of stress is the family's access to assistance and support around caretaking. Respite care is repeatedly identified as an unmet need by parents in Area Board 10 Program Development Fund surveys for Los Angeles County. The U.S. House of Representatives Select Committee on Children, Youth and Family states "In 1980, respite care was the need most frequently identified by state social services for families with developmentally disabled children."¹²

In addition, parent support systems such as Parents Anonymous (P.A.) have demonstrated their ability to make a tremendous difference in the behavior of parents. "A federal study conducted in the mid-1970's determined that parents joining P.A. reported a significant decrease in the frequency and severity of verbal and physical abuse, and a significant increase in self-esteem, social interaction, and positive feelings about children and parenthood."¹³

A continuum of services is needed and as a part of that network, residential services for children and adults who have been abused. The Los Angeles County Department of Children's Services (DCS) in June, 1987 identified a group of dual diagnosed (developmentally disabled and mentally ill) children who are wards of the court (a majority of these children have been abused) and need appropriate long term residential services.

Initial estimates given to Area Board 10 for Program Development Fund Cycle XI planning was that at least 24 children needed an intensive residential/treatment setting from this narrow DCS subpopulation alone.

Objectives:

1. To identify and facilitate the development of prevention services, including respite care.
2. To facilitate the development of consumer and parent support systems.
3. To promote development of needed residential services providing appropriate treatment and intervention.
4. To ensure that existing resources are accessible to persons with disabilities.
5. To advocate for sufficient funding of services in order to employ and monitor qualified persons to provide those services, and reduce abuse in program settings.

- C. TRAINING AND EDUCATION: Training and education as used here refers to the process of empowering individuals and imparting specialized information and practices in a systematic manner designed to prevent, reduce and treat abuse of persons with developmental disabilities.

Need: Abuse is a community problem that is preventable. Solutions to the problem will require long-term, multidisciplinary, coordinated efforts of professionals and community members. The lack of coordinated efforts on behalf of maltreated children in general is reflected in the U.S. Department of Health and Human Services' National Study of the Incidence and Severity of Child Abuse and Neglect." Very likely the actual number of children abused and neglected annually in the U.S. is at least 1,000,000 ... The National Incidence Study found that, for the non CPS agencies included in the study, only one-fifth of the children reported in the study were also reported to the local CPS agency."¹⁴

As a first step, information to assist coordinated efforts on developmental disabilities and abuse is needed throughout the community by consumers, families, public service professionals, private providers of service, medical practitioners, law enforcement personnel, advocates, courts, mental health service providers, school teachers and administrators, and legislators.

Information and training are essential aspects of prevention programs. The National Committee for Prevention of Child Abuse (NCPCA) has an identified focus on "cost effective programs that have an impact on the family before any child is abused. These programs include: support programs for new parents to provide parents with information about child development and child care skills. Prevention education and life skills training for children and young adults - to equip young people with skills, knowledge and experience necessary to protect themselves from abuse, to seek helping services, and to succeed in adulthood, particularly in the role of a parent."¹⁵

In addition, there is a specific need for training in Los Angeles County for residential care providers serving developmentally disabled persons. The Department of Social Services, Community Care Licensing

Division staff identified in May, 1988 the need for training in appropriate discipline and behavioral control strategies for care providers. Such training must address the underlying issues of human, legal, and civil rights of individuals.

Objectives:

1. To identify training and education resources already available in the community and to facilitate the use of those resources.
2. To sponsor, plan and implement, in conjunction with other interested community groups and individuals, an annual conference on Abuse of Persons with Developmental Disabilities.
3. To facilitate the provision of self-protective training for consumers, through follow-up efforts on previous trainings and initiation of new training designed in coordination with persons with disabilities. Whenever possible to encourage the provision of abuse prevention training as a component of a comprehensive curriculum on life skills and sexual education.
4. To encourage the provision of education in child development, parenting strategies, family dynamics, maternal and perinatal care, and the special needs of individuals with developmental disabilities, to young adults and parents as a means of abuse prevention.
5. To coordinate with other agencies the provision of training on developmental disabilities, human rights, and when necessary intervention strategies for residential care providers.
6. To assist agencies working with the general public, and agencies serving persons with developmental disabilities in the provision of training on developmental disabilities and abuse to their staff and clients. For example, to ensure the training of law enforcement personnel, social service professionals, judges, and attorneys.
7. To encourage cross training between service agencies to improve coordination of resources for the benefit of their mutual clients.

- D. OUTREACH AND PUBLIC AWARENESS: The provision of information can increase understanding of the problem, and provide knowledge of prevention methods to the community at large.

Need: "People are not interested in preventing anything unless they understand it's a problem."¹⁶ Awareness of the issue of abuse has grown in the last twenty years, but understanding the relationship between abuse and disabilities has not received much attention. It is essential that the public be made aware of the extent of this problem.

In addition to the need to educate the public about disabilities and to work towards prevention of abuse of persons who are disabled. There is a need to educate the community that abuse and neglect are causes of disabilities. "There is no question but some children develop disabilities as a result of abuse. Physical abuse can result in neurological damage and in orthopedic, emotional or behavioral, or any number of other isolated or interrelated problems."¹⁷ Babies are particularly vulnerable, and initial research on abuse and cerebral palsy is yielding important information. "Child abuse bears a special relationship to children with cerebral palsy. Research at La Rabida showed that child abuse is a significant cause of cerebral palsy in the postnatal period."¹⁸

Objectives:

1. To increase the public's awareness of the vulnerability of persons with developmental disabilities to abuse or neglect. Activities to this end could include conferences, training of generic agencies, legislation, etc.
2. To expand knowledge in persons with developmental disabilities of rights, protections and resources.
3. To inform the community of the role of abuse and neglect in causing disabilities, particularly in infants and very young children, through public information efforts.
4. To increase the understanding of the general public of the relationship between drug and alcohol use and an increased risk of abuse, through public information and prevention/intervention efforts.

- E. LEGISLATION: Sponsor, support or provide input on the development of laws which expand and improve activities to prevent or treat abuse.

Need: The role of legislation over the last fifteen years in this area has been enormous. The importance of having legal definitions of abuse and neglect, mandated reporting of abuse, and social and legal systems to address these problems cannot be overemphasized. Yet, the numbers of reports only continue to grow and the resources for prevention and intervention have not kept pace. Leadership by legislators in maintaining a focus on the welfare of children and dependent or elderly adults will be critical. It is also essential that the relationships between disabilities and abuse be addressed through prevention and intervention initiatives, some of which will require legislation.

Objectives:

1. Identify community problems that require resolution at the legislative level, by seeking community input through public forums, and other formal and informal means.
2. To support or initiate appropriate legislation.
3. To advocate for the inclusion of disability as a legally protected group in new legislation, and as an identified group for the purpose of data collection.
4. To provide information to Los Angeles County legislators on the relationships between developmental disabilities and abuse.
5. To explore remedies to problems in the current legal process which often victimizes or fails to serve the abused individual.

- F. RESEARCH: Research, for the purpose of this Plan, is the investigation of issues and problems related to developmental disabilities and abuse, with the intention of increasing the knowledge of methods to identify, prevent and treat abuse.

Need: There is a critical need to understand what type of prevention programs are effective, and to evaluate treatment methods. "In the past ten years we have substantially increased our knowledge of the factors that lead to child abuse or neglect. During that period there has also been some research on the effectiveness of programs designed to prevent abuse or neglect. Ideally, we would be able to present a number of findings from well conceived research projects that would tell practitioners what works and what doesn't work in preventing abuse and neglect. Unfortunately, our knowledge on this topic is still quite limited. There is very little adequate research that shows a reduction in child abuse or neglect as the result of any prevention program."¹⁹

A countywide need is to gather data across Los Angeles County on the number of persons with developmental disabilities that are abused. Such information is essential for planning, and appropriate development of resources. Michael Durfee, M.D., Director of the Los Angeles Child Abuse Program, Health Services Department, has strongly recommended the collection of the number of abuse reports made by each of the seven regional centers in Los Angeles County.

Objectives:

1. To identify issues requiring further research.
2. To promote or undertake research or studies which respond to identified gaps in knowledge.
3. To collect and at least annually disseminate such data including the number of reports of abuse made involving persons with developmental disabilities. Information in the categories of age, sex, ethnicity, and type of abuse should be identified for each individual.
4. To develop or identify resources and to facilitate or provide community access to those materials.

VII. FOOTNOTES:

1. U. S. House of Representatives Select Committee on Children, Youth, and Families, "Young Children in Crisis: Today's Problems and Tomorrow's Promises," 4/15/88: 2
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3. Mark D. Souther, "Developmentally Disabled, Abused and Neglected Children: A High Risk/High Need Population"
4. 42 USC 6001, P.L. 95-602, Section 503
5. State of California Welfare and Institutions Code, Section 4512(a)
6. Los Angeles County Inter-Agency Council on Child Abuse and Neglect (ICAN), ICAN Child Abuse Handbook for Professionals, 4/86, 32
7. Los Angeles County Inter-Agency Council on Child Abuse and Neglect (ICAN), ICAN Child Abuse Handbook for Professionals, 4/86, adapted from 17-22
8. ICAN, 20
9. ICAN, 27
10. ICAN, 29
11. Barton D. Schmitt, M.D., "Basic Information and Assumptions Regarding Child Abuse and Neglect," Child Protection Team Handbook, Garland, STPM Press, New York, 1978
12. U.S. House of Representatives, Select Committee on Children, Youth, and Families, Fact Sheet "Double Duty: Caring for Children and the Elderly", May 3, 1988
13. U.S. House of Representatives, Select Committee on Children, Youth, and Families, Hearing on Child Abuse and Neglect in America: The Problem and The Response, March 3, 1987: 78

14. U.S. Department of Health and Human Services, Executive Summary: National Study of Incidence and Severity of Child Abuse and Neglect, 1980: 3
15. National Committee for Prevention of Child Abuse, Goal: To Reduce Child Abuse by at Least 20% by the End of 1990, 1987
16. Cordelia Anderson, M.A., Child Sexual Abuse Prevention: How to Take the First Steps, 1986
17. Donald F. Kline, Ph.D., The Disabled Child and Child Abuse (National Committee for Prevention of Child Abuse, 1982) 4
18. Linda Deamond, and Paula Kunberger Jaudes, "Cerebral Palsy and Child Abuse", Caring, Vol. 8, No. 4: 13
19. Sophia Gohen, Ellen Gray, and Michael Wald, Preventing Child Maltreatment: A Review of What We Know (National Committee for Prevention of Child Abuse, 1984) 2